

Panaji, 31st March, 2011 (Chaitra 10, 1933)

SERIES I No. 53

OFFICIAL GAZETTE

GOVERNMENT OF GOA



PUBLISHED BY AUTHORITY

NOTE

There are four Extraordinary issues to the Official Gazette, Series I No. 52 dated 24-3-2011 as follows:—

(1) Extraordinary dated 24-3-2011 from pages 2035 to 2036 regarding the Scheme for providing Storage Water Tanks (HDPE)—Not. 5-1-PCE-PWD-EO/2010-11/210 from Department of Public Works.

(2) Extraordinary (No. 2) dated 24-3-2011 from pages 2037 to 2046 regarding Amendments to Principal Notification—Not. 1/3/2011-Fin (R&C) from Department of Finance (Rev. & Cont.) & The Goa Appropriation (Vote on Account) Act, 2011 — Not. 7/5/2011-LA from Department of Law & Judiciary (Legal Affairs Division).

(3) Extraordinary (No. 3) dated 28-3-2011 from 2047 to 2048 giving effect to the Fifth Amendment of the Goa Value Added Tax Act, 2011 — Not.— 4/5/2005-Fin (R&C) (85) from Department of Finance (Revenue & Control).

(4) Extraordinary (No. 4) dated 30-3-2011 from pages 2049 to 2052 regarding Amendments to Principal Notifications—Not. 1/3/2011-Fin (R&C) from Department of Finance (Revenue & Control) Division.

INDEX

Department	Notification/Order/Bill	Subject	Pages
1. Education, Art & Culture	Not.- DE/PLG/COUNSEL-	Scheme- Providing Counseling to the Students in the	2055
a. Dte. of Education	ING/2010-2011	Government & Government Aided Institutions.	
Dir. & ex offi. Joint Secy.			
b. Dte. of Tech. Education	Ord.- DTE/Estt/1-10/C-P/	Creation of post- Goa Education Development	2057
Establishment Section	/GEDC/8/939	Corporation.	
Dir. & ex offi. Addl. Secy.			
c. —do—	Ord.- DTE/Estt/1-10/C-P/	—do—	2057
	/GEDC/8/938		
d. Dte. of Art & Culture	Not.- DAC/Accts/Res-chair/	Scheme- Establishing Research Chairs at Goa	2058
Dir. & ex offi. Joint. Secy.	/Goa-Unisty/2011-12/6203	University, 2011.	
e. —do—	Not.- DAC/Accts/GIA/NGO/	Scheme- Providing (Golden Jubilee) One Time Grant-in-	2060
	/BMTS/Gol. Jub/2011-12/6208	-Aid in Memory of Blessed Mother Tereza- 2011.	
f. —do—	Not.- DAC/Accts/Pil-centre/	Scheme- Establishing facilitation centre at the place of	2062
	GIA/2011-12/6227	pilgrimage outside Goa- 2011.	
g. —do—	Not.- DAC/Accts/Runanu-	Runanubandh- Establishment of a Goa Centre in other	2064
	band/GIA/2011-12/6228	States of the Country Scheme- 2011.	
2. a. Goa Legislature Secretariat	LA/LEGN/2011/4435	The Goa Registration of Tourist Trade (Amend.) Bill, 2011.	2065
b. —do—	LA/LEGN/2011/4466	The Goa Public Gambling (Amendment) Bill, 2011.	2069

<i>Department</i>	<i>Notification/Order/Bill</i>	<i>Subject</i>	<i>Pages</i>
c. Goa Legislature Secretariat	LA/LEGN/2011/4467	The Goa Town & Country Planning (Amend.) Bill, 2011.	2070
d. —do—	LA/LEGN/2011/4471	The Goa Public Services Guarantee Bill, 2011.	2072
3. a. Law & Judiciary Legal Affairs Division Under Secretary	Not.- 10-1-2009-LA/35	The Central Universities (Amendment) Act, 2009.	2076
b. —do—	Not.- 10/1/2009-LA/44	The Payment of Gratuity (Amendment) Act, 2009.	2077
c. —do—	Not.- 10/1/2009-LA/38	The Representation of the People (Amendment) Act, 2009.	2078
d. —do—	Not.- 10/1/2009-LA/41	The Appropriation (Railways) No. 4 Act, 2009.	2081
e. —do—	Not.- 10/1/2009-LA/37	The National Capital Territory of Delhi Laws (Special Provisions) Second Act, 2009.	2081
f. —do—	Not.- 10/1/2009-LA/42	The Workmen's Compensation (Amendment) Act, 2009.	2085
g. —do—	Not.- 10/1/2009-LA/45	The State Bank of Saurashtra (Repeal) and the State Bank of India (Subsidiary Bank) Amendment Act, 2009.	2088
4. a Legal Metrology Controller & ex officio Under Secretary	Not.- 1/10/11-CLM/774	Giving effect to the Goa Legal Metrology Rules, 2011.	2090
b. —do—	Not.- 6/2/11-CLM	Goa Legal Metrology Rules, 2011.	2090
5. Power Office of the Chief Electrical Engineer Chief Electrical Eng. & ex officio Additional Secy.	Ord.- 2-8-81-Power/ /DC/CEE/Part-I/6984	Sanction of Temporary posts— Electricity Department.	2121
6. Social Welfare Dte. of Social Welfare Dir. & ex offi. Joint Secy.	Not.- DSW/STAT/GBR/ /2010--11/9256	Addendum to Gomant Bal Rath Scheme.	2124
7. Town & Country Planning Chief Town Planner & ex officio Joint Secretary	Not.- 21/1/TCP/10-11/ /Pt/1609	Procedure for empanelment and registration of Notary Architect or Engineer in the State of Goa.	2124
8. Tribal Welfare Dte. of Tribal Welfare Dir. & ex offi. Joint Secy.	Not.-1/20/2010-11-ADMN/ /TW	Scheme— Sahayata.	2125

GOVERNMENT OF GOA

Department of Education, Art & Culture

Directorate of Education

Notification

DE/PLG/COUNSELING/2010-2011

The Government of Goa is pleased to frame the following scheme

Scheme for providing Counseling to the Students in the Government & Government Aided Institutions

(Elementary/Secondary/Higher Secondary)

1. *Short title and commencement.*— (i) This scheme shall be called “The Scheme for providing Counseling to the Secondary & Higher Secondary School Students”.

(ii) The counseling will be provided through Super School Complex.

(iii) The scheme shall come into force from the date of its publication in the Official Gazette.

(iv) This scheme will be implemented through recognized NGOs wherein financial assistance to provide honorarium to eligible counselors will be provided by the Government.

2. *Preamble.*— Career burnout has turned into a common phenomenon in recent times. Blame it on hectic lifestyles, tough deadlines, multitasking, rat race or cut-throat competition. Many bright prospects have fallen victims to career burnout syndrome. The basic reason is that every profession is susceptible to exhaustion and mental strain.

The diverse socio-economic and cultural levels of the students and the increased competition at school for achieving higher academic grading plays havoc with the young minds more so with the vulnerable sections of the society thereby falling prey to addictions of alcohol, tobacco, drugs and at times gambling. The fear of failure also makes the mind lose self-confidence and leads to

psychological imbalances and leading to incidents of suicides amongst the susceptible youth.

As today's youth is the future of the country, the Government of Goa therefore with thoughtful concern endeavors to take due care, and as an immediate response desires to engage expert counselors in schools to help the young students cope up with the emotional and psychological stress related to education and also socio-economic and cultural environment.

3. *Objectives.*— The objective of the scheme is to spot the students undergoing mental, physical related stress and provide solace, safe vent to release their stress, anguish, grievances, guilt or feeling of unrest/complain of neglect, confidential space through specialized counselors in a supportive and purposeful manner and assist the distressed student to think more clearly and positively and develop the skills to find their way forward.

4. *Scope.*— The scheme shall cover the students studying in Elementary/Secondary and Higher Secondary Government and Government aided Institutions in the State of Goa.

The counselors shall discuss and assist the students in various arrays of concerns and provide guidance with regards to the issues related to:

1. Stress Management.
2. Adjusting to school environment.
3. Life transition and changes.
4. Difficulties in family relationship.
5. Depression.
6. Anxiety, Anger.
7. Physical, Sexual, Emotional abuse.
8. Thoughts of suicide.
9. Trauma.
10. Other feelings that cause discomfort.

Counselors shall provide the students a safe place, separate from their daily life, where they

can explore issues or feelings which are causing them difficulty. The counselor will aim to relate to them in a supportive and purposeful manner and assist them.

Counseling shall offer a conducive atmosphere to the student to talk to the counselor about their concerns. Counseling shall also offer them understanding, a feeling of being listened to, valued and accepted in a non-judgmental way without any pressure on the students with an aim to help them find their own answers for any student experiencing emotional or psychological difficulties relating to academic or social problems.

All counseling shall be kept confidential except when someone is in serious danger. In these rare cases the issue of any potential break in confidentiality shall be discussed with the parents of the concerned student.

5. Implementation Procedure.— The Department shall empanel Non-Government Organizations (NGO's) working in the field who shall take up the responsibility of counseling the students in the schools, through counselors employed by them.

There are 76 Super School Complexes in the State under which secondary schools and primary schools are included for academic excellence. A counselor shall render counseling services to a school complex six (06) days of the week. The chairman of each Super School Complex shall monitor and supervise the work of the counselor in the Super School Complex and submit the monthly report alongwith attendance.

6. Eligibility Criteria.—

(A) For counselors

The counselors shall possess the following qualifications.

- (1) Graduate in Humanities with Sociology/ Psychology.
- (2) Diploma in Counseling.

(3) At least three (03) years experience of working with children and adolescence; in handling emotional & behavioral problem.

(B) For Non-Government Organizations (NGO's)

(1) The members of the NGO's desirous of taking up counseling should possess requisite counseling experience as prescribed by the Department.

(2) The NGO should possess minimum 5 years experience in the field of counseling, supported by proper Annual Report; their Memorandum of Association and Audited statement.

(3) Should be ready to take up the assignment in any part of the State of Goa.

(4) Should be registered with the appropriate authority for the last 5 years.

(7) *Funding Pattern.*— The NGO's shall be paid an amount of **Rs.15,000/-** per month per school complex for 10 months of the academic year towards payment of remuneration to the counselor. The engagement of the counselor by the NGO, will be purely on contract basis and in no way, it will entitle him/her for regular employment in the Government.

An agreement will be executed between the NGO and the eligible Counselor so appointed, wherein it will be clearly mentioned their job description and that the engagement of the Counselor is by the NGO only. The wages will be paid through the respective NGO's whom such funds will be provided vide Account Payee Cheque. A copy of the agreement should be made available to the schools.

(8) *Monitoring & Evaluation.*— The monitoring and evaluation of the scheme shall be done by the Government through the Directorate of Education.

(9) *Relaxation.*— The Government shall be empowered to relax any or all clauses or conditions of the scheme in genuine cases for which the reasons shall be recorded in writing.

(10) *Monitoring & Evaluation*.— If any question arises regarding interpretation of any clause, word, expression, the decision about the interpretation shall lie with the Government which shall be final and binding on all concerned.

By order and in the name of the Governor of Goa.

Dr. *Celsa Pinto*, Director & ex officio Joint Secretary (Education).

Panaji, 23rd March, 2011.

Order

DTE/Estt/1-10/C-P/GEDC/8/939

Read: (1) Order No. DTE/Estt/1-10/C-P/GEDC/1195 dated 30-7-2009.

(2) Order No. GEDC/GA/68/2009-10/1105 dated 01-12-2009.

Sanction of the Government is hereby conveyed for the creation of one post of Manager Projects in the pay scale of Rs. 15600-39100+GP 5400 by abolishing the existing one post of Project Officer in the Goa Education Development Corporation.

Consequent to abolishing the post of Project Officer, Smt. Shradha A. Kamat Bambolkar, holder of the post is hereby appointed as Manager Projects in the pay scale of Rs. 15600-39100+GP 5400, with immediate effect.

The Expenditure on this account shall be debited to the Demand No. 36, Budget Head 2203—Technical Education, 103—Technical Schools, 10—Goa Education Development Corporation (Plan), Grant-in-aid.

This issues with the approval of the Administrative Reforms Department vide their U. O. No. 1882/F dated 25-11-2010, concurrence of the Finance (Revenue and Control) Department vide their U. O. No. 1426560/F dated 24-2-2011 and the approval of the Cabinet.

By order and in the name of the Governor of Goa.

Vivek B. Kamat, Director & ex officio Additional Secretary (Technical Education).

Porvorim, 24th March, 2011.

Order

DTE/Estt/1-10/C-P/GEDC/8/938

Read Order: DTE/Estt/1-10/C-P/GEDC/2703 dated 29-12-2009.

Sanction of the Government is hereby conveyed for the creation of the following posts at the Goa Education Development Corporation.

Sr. No.	Name of the post	Pay Scale	No. of posts
1	2	3	4
1.	Accounts and Administrative Officer	Rs. 9300-34800+GP 4600	1
2.	Assistant Manager (Training and Development)	Rs. 9300-34800+GP 4600	1
3.	Assistant Engineer	Rs. 9300-34800+GP 4600	1
4.	Junior Engineer	Rs. 5200-20200+GP 2800	2
5.	Lower Division Clerk	Rs. 5200-20200+GP 1900	2
			<hr/>
			TOTAL 7

Ex-post facto approval of the Government is also hereby conveyed to the following posts which were already created vide order No. DTE/Estt/1-10/C-P/GEDC/2703 dated 29-12-2009 and filled subsequently:

1. Training and Development Officer	Rs. 9300-34800+GP 4200	1
2. Co-ordinator	Rs. 9300-34800+GP 4200	1
3. Recovery Officer	Rs. 9300-34800+GP 4200	1
TOTAL		3

The expenditure on this account shall be debited to the Demand No. 36, Budget Head 2203—Technical Education, 103—Technical Schools, 10—Goa Education Development Corporation (Plan), Grant-in-aid.

This issues with the approval of the Administrative Reforms Department vide their U. O. No. 1882/F dated 25-11-2010, concurrence of the Finance (Revenue & Control) Department vide their U. O. No. 1426560/F dated 24-2-2011 and the approval of the Cabinet.

By order and in the name of the Governor of Goa.

Vivek B. Kamat, Director & ex officio Additional Secretary (Technical Education).

Porvorim, 24th March, 2011.

Directorate of Art & Culture

Notification

DAC/Accts/Res-chair/Goa-Unisty/2011-12/6203

The Government of Goa is pleased to frame the “Scheme for establishing Research Chairs at Goa University–2011”.

(1) *Short title and commencement.*— (i) The scheme shall be called “Scheme for establishing Research Chairs at Goa University–2011”.

(ii) The scheme shall come into force w. e. f. 01-04-2011.

(2) *Preamble.*— The Government has in the past celebrated birth centenary years of Great Goans like late Shri D. D. Kosambi and late Shri B. B. Borkar and the Government is now celebrating birth centenary of Great Goan visionary late Shri D. B. Bandodkar.

The Government is celebrating the Golden Jubilee Year of Goa’s Liberation, and has therefore decided to establish Permanent Research Chairs at Goa University, in memory of Goan poet late Shri B. B. Borkar, another Research Chair in memory of the first Chief Minister of Goa late Shri Dayanand Bandodkar and one in the name of late Shri D. D. Kosambi.

(3) *Objectives.*— The main objective for establishing Research Chairs in different fields in the name of Great Goans under the scheme shall be as follows:

1. The main focus would be on inter-disciplinary research programmes relating to History, Science, Political Economy, Literature, Mathematics, Foreign Policies, Strategic Issues, Ecology

and Environment, Social, Economic and Cultural Development etc.

2. To educate and train specialists in the chosen field of the Chair.

3. To build a good research centre with well-equipped library and documentation facilities.

4. To design and develop innovative products, processes and technologies.

5. To establish effective multidisciplinary designs, teams and networks.

6. To undertake research programmes relevant to the chosen subject.

7. To incorporate elements of selected subject of the Chair in the post-graduate courses in various disciplines.

8. To interact with academic and research institutions in India and abroad, involved in the chosen subject of the Chair.

9. To organize and facilitate holding of, seminars, symposia, conferences, lectures, study circles, summer schools, correspondence courses, etc. and to undertake such other academic activities as contributing to a deeper understanding of the different branches of the connected with subject of the Chair.

10. To start an active publication programme and bring out on a regular basis books, monographs and occasional papers.

11. To initiate research in the educational field in order to widen the horizon so as to make it an effective instrument for social changes and national development.

(4) *Scope of the Scheme.*— The scheme envisages establishment of Research Chairs at Goa University initially in the name of 3 Great Goans namely, late Shri D. D. Kossambi in the field of Inter Disciplinary Studies, late

Shri B. B. Borkar in the field of Comparative Literature and Poetics and late Shri D. B. Bandodkar in the field of Political Economy. The scheme also envisages establishment of Research Chairs in various other illustrated field in the name of Great Goan luminaries in the near future as per the recommendations of the Government.

(5) *Procedure for establishing Research Chairs.*— 1. The Government shall seek project proposals from the Goa University for establishing Research Chairs in different fields as decided by the Government.

2. The detailed project proposal for establishing the Research Chair submitted by the Goa University shall be submitted to the Government for approval and for deciding the quantum of grant-in-aid.

3. On approval and recommendation of the project proposal, the grants shall be released to Goa University.

4. The Government may also correlate together 2 or 3 Research Chairs for release of grants.

(6) *Quantum of Financial Assistance.*— 1. Maximum amount of Rs. 35.00 lakhs (Rupees Thirty five lakhs only) in the form of grant-in-aid shall be sanctioned to the Goa University annually for one Research Chair on the recommendation and the approval of the Government.

(7) *Evaluation of the Research Chairs.*— The activities conducted under each of the respective Research Chairs shall be evaluated by the Goa University and a detailed quarterly report in this regard shall be submitted to the Government through the Directorate of Higher Education.

(8) *Relaxation.*— The Government shall be empowered to relax any or all clauses or conditions of the scheme for sanction of the grant.

(9) *Interpretation.*— If any question arises regarding interpretation of any clause, word, expression of the scheme, the decision about the interpretation shall lie with the Government, which shall be final and binding on all concerned.

This issues with the concurrence of the Finance Department under their U. O. No. 1435845 dated 24-03-2011.

By order and in the name of the Governor of Goa.

Prasad Lolayekar, Director & ex officio Jt. Secretary (Art & Culture).

Panaji, 29th March, 2011.

Notification

DAC/Acctts/GIA/NGO/BMTS/Gol.Jub/2011-12/
/6208

The Government of Goa is pleased to frame the “Blessed Mother Tereza grants to the Institutions working for Humankind scheme—2011”.

(1) *Short title and commencement.*— (i) The scheme shall be called “Scheme for providing (Golden Jubilee) One Time Grant-in-Aid in Memory of Blessed Mother Tereza-2011”.

(ii) The scheme shall come into force with effect from 01-04-2011.

(2) *Preamble.*— There are thousands of children living in slums and on the streets of Goa, also orphans and runaways escaping poverty, neglect or abuse. These children are often at a great risk from malnutrition, illness and neglect. Many a times they subject themselves to begging and they are looked upon as a threat other than a child in need. Besides these “not so lucky children”, there are also aged, destitute and disabled people who need a helping hand in health care, shelter, food, clothing, free medication, human trafficking, aids consciousness etc., and it is

a bounden duty of the Government to provide these basic necessities to these underprivileged section of the society.

(3) *Objectives.*— The main objectives of the scheme is as follows:

1. To provide support to underprivileged children, aged, destitute and disabled people.

2. To recognize and strengthen the sustainable efforts put in by the various reputed institutions in providing meaningful, safe, playful environment, food, shelter, health care etc., for upliftment of weaker section of the society and to give an impetus, encouragement and financial backing to them for their contribution in the field of social sector.

3. To support the institutions in implementation of their programmes.

4. To take care of all such type of underprivileged, downtrodden, neglected section of the society.

(4) *Scope of the Scheme.*— The scheme envisages release of one time grant to the institutions/N.G.O's that are concerned about the plight of the aged, destitute, sick, marginalized children etc., and rendering enormous service for upliftment of the downtrodden. The grants shall be utilized exclusively for the purpose of providing necessary facilities for creation of infrastructure and providing basic support towards right to food, clothing, shelter, education, medical care and a clean and meaningful environment.

(5) *Eligibility.*— (A) In recognition of the services rendered for upliftment of underprivileged children, old, sick and disabled, one-time golden jubilee grant in the memory of Blessed Mother Teresa of Rs. 25.00 lakhs each shall be sanctioned to the following Institutions/N.G.O's as per the budget speech.

1. Snehamandir, Ponda.
2. Lokvishwas Pratishthan, Ponda.
3. Sanjeevan, Ponda.
4. Matruchhaya, Ponda.
5. Kasturba Matoshri Trust, Panaji.
6. Children's Rights in Goa, Panaji.
7. Sangat, Panaji.
8. Jan Ugahi, Margao.
9. Positive People, Panaji.
10. Sethu, Panaji.
11. Disha Charitable Trust, Panaji.
12. Mother Teresa Sisters', Panaji.
13. Gujarati Samaj Educational Trust for Handicapped, Margao.
14. Caritas, St. Francis Xavier's Academy, Old Goa.
15. Daddy's Home, Margao.
16. Asha Deep, Vasco.
17. Arz, Vasco.
18. Chetana Charitable Trust, Curchorem.
19. Navjot Rehabilitation, Tivim.
20. Shanti Avedna Ashram, Loutulim.
21. Nitya Seva Niketan, Rivona.
22. Keshav Seva Sadhana's Narayan Zantye School for special children.
23. Caritas Asro, Tivim.
24. Jyot Society, Margao.
25. Mother Mary Heaven, Calangute.
26. Divine Providence, Benaullim.
27. Indian Red Cross Society, Panaji.
28. Lar Santa Margarita, Diwar.
29. Lar de Santa Teresa, Margao.

(B) Other Institutions/N.G.O's not covered under Clause (A) above shall be eligible for the grant subject to the following conditions:—

1. The Institution/N.G.O's shall submit application for the grants under the scheme in prescribed proforma.

2. The Institution/N.G.O's should be registered with the State Government Registration Authorities.

3. The Institution/N.G.O's should be in existence for a minimum period of 05 years.

4. Should have been providing humanitarian service to minimum 25 inmates (old, sick, underprivileged children etc.) for the last 5 years.

5. Should have infrastructure facilities of spacious accommodation of minimum area of 50 sq. mts. with proper ventilation, toilet, kitchen, etc.

6. Should furnish a copy of the constitution/bye-laws of the institution.

(C) Enhanced grants in case of the institutions who are approved under clause (A) and the institutions which are eligible under clause (B) shall be considered on a specific proposal from these N.G.O's on case to case basis subject to the following conditions:—

1. The institutions/N.G.O's shall submit a specific proposal for sanction of additional grants supported by proper documentation.

2. The proposal shall be restricted to the area of their operations as per the approved constitution/bye-laws of the institution.

3. The proposals shall be specifically towards activities related to the upliftment of the underprivileged children, sick, aged, disabled, destitute, etc.

4. The total grants under the scheme shall however be not more than 100.00 lakhs.

(6) *Quantum of Financial Assistance.*—

1. An amount of Rs. 25.00 lakhs shall be sanctioned as one time grant to the selected institutions/N.G.O's as per clause 5 (A) above. The quantum of financial assistance to the eligible institutions under clause 5 (B) & (C) shall be as per the recommendation of the selection committee and the approval of the Government.

2. Enhanced grants as per clause 5(C) shall be considered on case to case basis. However the total grants in each case under the scheme shall not be more than 100.00 lakhs.

(7) *Selection Procedure.*— 1. The grants to the institution selected as per the budget speech and as indicated under clause 5(A) shall be released directly.

2. The Directorate of Art & Culture shall invite applications from the eligible institutions/N.G.O's through advertisement inserted in local newspapers for selection and release of grants under clause 5 (B) & (C) of the scheme.

3. The Government shall constitute a Selection Committee for the purpose of scrutiny of the proposals, selection and recommendation for the release of one time grant for institutions under clause 5 (B) & (C).

4. The Government of Goa or the committee constituted by the Government of Goa may also *suo moto* take cognizance of the achievements of any eligible institutions/ /N.G.O's and consider them for the grant.

(8) *Relaxation.*— The Government shall be empowered to relax any or all clauses or conditions of the scheme in genuine cases for sanction of the grant.

(9) *Interpretation.*— If any question arises regarding interpretation of any clause, word, expression of the scheme, the decision about the interpretation shall lie with the Government, which shall be final and binding on all concerned.

(10) *Redressal of Grievances and Dispute.*— Grievances if any, arises out of implementation of this scheme, the Minister for Art & Culture shall hear and decide such matters and the decision of the Minister for Art & Culture in this regard shall be final and binding on all concerned.

This issues with the concurrence of the Finance Department under their U. O. No. 1435741 dated 22-03-2011.

By order and in the name of the Governor of Goa.

Prasad Lolayekar, Director & ex officio Jt. Secretary (Art & Culture).

Panaji, 29th March, 2011.

Notification

DAC/Acctts/Pil-centre/GIA/2011-12/6227

The Government of Goa is pleased to frame the "Scheme for establishing Facilitation Centre at the place of Pilgrimage outside Goa-2011".

1. *Short title and commencement.*— (i) The scheme shall be called "Scheme for establishing Facilitation Centre at the place of Pilgrimage outside Goa—2011".

(ii) The scheme shall come into force w.e.f. 01-04-2011.

2. *Preface.*— India has prevailed far and wide with its in-depth philosophy and enlightenment and has absorbed the wealth of spirituality from all corners of the world and thus, emerged as the pilgrimage hub. India has some of the world's most beautiful and most visited pilgrimage destinations of the world, experiencing the richness of the Indian way of life through its spiritual destinations.

Pilgrimage imparts education in many ways; it imparts clarity of thinking and keeps alive the religious sentiments of the people. Pilgrimage consists of visiting various sacred structures like Churches, Temples, Mosques, generally to perform worship or meditation. India possess innumerable such places as various religions are not bound to any single holy centre.

A large number of pilgrims from Goa visit various religious places like Shirdi, Pandharpur, Kuravpur, Vailankani, Ajmer etc. and find it extremely difficult to get accommodation in these places especially during the festive season.

The Government of Goa has therefore endeavored to provide the Goan pilgrims the basic required facility of decent accommodation at places of worship outside the State of Goa.

3. *Objectives.*— The main objectives of the scheme is as follows:

(1) To provide financial support for establishing facilitation centers at the places

of pilgrimage outside the State of Goa frequently visited by the Goan pilgrims.

(2) To alleviate the accommodation and associated problems faced by the Goan pilgrims at the place of pilgrimage outside the State of Goa.

(3) To strengthen the religious bond and provide a friendly and conducive accommodation at the place of pilgrimage outside the State of Goa.

4. *Scope of the Scheme.*— The scheme envisages release of one time grant to the Registered Organizations/Institutions in the State of Goa to take initiative to build and provide facilitation centers having friendly and conducive accommodation at various places of pilgrimage frequently visited by the Goans for religious purpose. The Government shall contribute 75% of the cost of the project or maximum of Rs. 25.00 lakhs (Rupees Twenty five lakhs only) whichever is less. The registered organization, however, shall have to incur the expenditure towards the balance cost and subsequent maintenance of the project.

5. *Eligibility.*— 1. The Organizations/Institutions shall submit application for the grants under the scheme in prescribed proforma alongwith details of the project like plans, estimates etc.

2. The Organizations/Institutions should be of Goan people registered anywhere in India under the Societies Registration Act or Indian Trust Act.

3. Should be financially sound to incur the balance cost and subsequent maintenance of the project.

6. *Quantum of Financial Assistance.*— The Government shall contribute 75% of the cost of the project or maximum of Rs. 25.00 lakhs (Rupees Twenty five lakhs only) whichever is less. The registered organization, however, shall have to incur the expenditure towards the balance cost and subsequent maintenance of the project. The Grantee institution shall get

the plans/estimates etc. of the projects duly approved by the appropriate authorities.

7. *Other conditions.*— 1. The Organization/Institutions should furnish a copy of the constitution/bye-laws of the institution.

2. All the statutory requirements like licenses, N.O.Cs from the appropriate authorities shall be obtained by the Organizations/Institutions before the projects are taken up.

3. The Grantee institution shall get the plans/estimates etc. of the projects duly approved by the appropriate authorities.

4. The procedure/guidelines regarding allotment of accommodation to the pilgrims, the amount of room charges for the accommodation etc. shall be decided in consultation and with the approval of the Government and displayed accordingly at the facilitation centre by the concerned institutions.

8. *Selection procedure.*— 1. The Directorate of Art & Culture shall invite applications from the eligible Institutions/Organizations through advertisement/press note inserted in local newspapers for selection and release of grants under the scheme.

2. The Government shall constitute a Selection Committee for the purpose of scrutiny of the proposals, selection and recommendation for the release of one time grant for Institutions/Organizations.

3. The Government of Goa or the committee constituted by the Government of Goa may also *suo moto* take cognizance of the achievements of any eligible Institutions/N.G.O's and consider them for the grant.

9. *Relaxation.*— The Government shall be empowered to relax any or all clauses or conditions of the scheme in genuine cases for sanction of the grant.

10. *Interpretation.*— If any question arises regarding interpretation of any clause, word, expression of the scheme, the decision about the interpretation shall lie with the

Government, which shall be final and binding on all concerned.

11. *Redressal of Grievances and dispute.*— Grievances if any, arising out of the implementation of this scheme, the Minister for Art & Culture shall hear and decide such matters and the decision of the Minister for Art & Culture in this regard shall be final and binding on all concerned.

This issues with the concurrence of the Finance Department under their U.O. No. 1436066 dated 29-03-2011.

By order and in the name of the Governor of Goa.

Prasad Lolayekar, Director & ex officio Joint Secretary (Art & Culture).

Panaji, 30th March, 2011.

Notification

DAC/Acctts/Runanubandh/GIA/2011-12/
/6228

The Government of Goa is pleased to frame the “Runanubandh – Establishment of a Goa Centre in the other States of the Country Scheme – 2011”.

1. *Short title and commencement.*— (i) The scheme shall be called “Runanubandh – Establishment of a Goa Centre in the other States of the Country Scheme – 2011”.

(ii) The scheme shall come into force w.e.f. 01-04-2011.

2. *Prelude.*— The Goans, who are known to be Phoenicians of modern world having deep roots in Goa, have migrated and settled in many other countries of the world and also in different States of India for various reasons. The concentration of large number of Goan Diaspora is centered in the States of Karnataka, Kerala and Maharashtra.

Runanubandh depict bond of strong relationship and maintaining it with the society we live in. The Government of Goa has therefore endeavored to start “Runanubandh

– a Goa Centre” at various places to promote cultural bounding and to start with, has decided to initially launch three such centers, one each in the States of Karnataka, Kerala and Maharashtra where majority of the Goan Diaspora live in large numbers. The centre shall also act as information-cum-facilitation centre for the tourists.

3. *Objectives.*— The main objectives of the scheme is as follows:

1. To initiate programs for developing stronger socio-cultural bonds between the Goan communities residing in outside States and Goa.

2. To provide financial assistance to start “Runanubandh – a Goa Centre” initially in the States of Karnataka, Kerala and Maharashtra.

3. To provide through the centre information-cum-facilitation services for the tourists.

4. To establish “Runanubandh – a Goa Centre” with the help and assistance from the respective associations of Goan origin in the respective States by providing them necessary grants.

4. *Scope of the Scheme.*— The scheme envisages starting centers at various places with the help and assistance from the respective associations of Goan origin in the concerned States by providing financial assistance in the form of grant-in-aid to promote cultural bonding between the members of the Goan Diaspora and Goa. The centers shall also act as information-cum-facilitation centre for the tourist. Initially one “Runanubandh - a Goa Centre” shall be launched in the 3 States of Karnataka, Kerala and Maharashtra. Based on the success of these 3 Centres, the Government shall consider opening of such Centres in other States.

Each centre shall be provided grants towards remuneration of requisite staff, rent of the premises (incase premises hired by the organization), and for incurring expenditure for running of the office.

5. *Eligibility.*— 1. The Organizations/Institutions of Goan origin in the respective State shall submit application for the grants under the scheme in prescribed proforma.

2. The Organizations/Institutions should be of Goan people registered anywhere in India under the Societies Registration Act or Indian Trust Act.

3. Associations/Institutions should possess required manpower to manage the centre and provide desired services.

5. *Quantum of Financial Assistance.*— 1. The financial assistance to the maximum extent of Rs. 25.00 lakhs (Rupees Twenty five lakhs only) per annum per institution per centre or the actual entitled expenditure, whichever is less shall be released in the form of grant-in-aid for establishing and running of the centers as per the approval of the Government.

7. *Other conditions.*— 1. The Organizations/Institutions should furnish a copy of the constitution/bye-laws of the institution.

2. All the statutory requirements like licenses, N.O.Cs from the appropriate authorities to start the centre shall be obtained by the Organizations/Institutions before the projects are taken up.

3. The procedure/guidelines regarding the nature of services to be provided etc. shall be decided in consultation and with the approval of the Government and displayed accordingly at the facilitation centre by the concerned institutions.

8. *Selection Procedure.*— 1. The Directorate of Art & Culture shall invite applications from the eligible Institutions/Organizations through advertisement/press note inserted in newspapers in the respective States for selection and release of grants under the scheme.

2. The Government shall constitute a Selection Committee for the purpose of scrutiny of the proposals, selection and recommenda-

tion for the release of grant-in-aid for setting up and running of the centre.

3. The Government of Goa or the committee constituted by the Government of Goa may also *suo moto* take cognizance of the achievements of any eligible Institutions/N.G.O's and consider them for the grant.

9. *Relaxation.*— The Government shall be empowered to relax any or all clauses or conditions of the scheme in genuine cases for sanction of the grant.

10. *Interpretation.*— If any question arises regarding interpretation of any clause, word, expression of the scheme, the decision about the interpretation shall lie with the Government, which shall be final and binding on all concerned.

11. *Redressal of Grievances and Dispute.*— Grievances if any, arising out of the implementation of this scheme, the Minister for Art & Culture shall hear and decide such matters and the decision of the Minister for Art & Culture in this regard shall be final and binding on all concerned.

This issues with the concurrence of the Finance Department under their U.O. No. 1436067 dated 29-03-2011.

By order and in the name of the Governor of Goa.

Prasad Lolayekar, Director & ex officio Joint Secretary (Art & Culture).

Panaji, 30th March, 2011.



Goa Legislature Secretariat

LA/LEGN/2011/4435

The following bill which was introduced in the Legislative Assembly of the State of Goa on 23rd March, 2011 is hereby published for general information in pursuance of Rule-138 of the Rules of Procedure and Conduct of Business of the Goa Legislative Assembly.

The Goa Registration of Tourist Trade (Amendment) Bill, 2011

(Bill No. 9 of 2011)

A

BILL

*further to amend the Goa, Daman and Diu
Registration of Tourist Trade Act, 1982
(Act 10 of 1982).*

Be it enacted by the Legislative Assembly
of the State of Goa in the Sixty-second Year
of the Republic of India, as follows:-

1. *Short title and commencement.*— (1)
This Act may be called the Goa Registration
of Tourist Trade (Amendment) Act, 2011.

(2) It shall come into force on such date as
the Government may, by notification, in the
Official Gazette, appoint.

2. *Amendment of section 2.*— In section 2
of the Goa, Daman and Diu Registration of
Tourist Trade Act, 1982 (Act 10 of 1982)
(hereinafter referred to as the “principal
Act”),—

(i) the existing clauses (a) and (aa) shall
be re-numbered as clauses (aa) and (aaa)
respectively and before clause (aa) as so
re-numbered, the following clause shall be
inserted, namely:-

“(a) ‘adventure sports operator’
means a person operating adventure
sports, such as, aero sports, go-carting,
bungy jumping, wind surfing,
paragliding, hot air balloon etc.”;

(ii) in clause (aa), so re-numbered for
the words “and canoe”, the figure and
words “parasailing and canoe” shall be
substituted;

(iii) in clause (g), after the words “label
on the articles” and before the words
“failure to give cash memos” the
expression “operation of water sports by a
water sports operator without Certificate

of Registration or without safety equipment
on the vessel, charging of more fees by
the tourist taxi operator than the one
specified for the purpose” shall be
inserted;

(iv) after clause (j), the following clauses
shall be inserted, namely:-

“(jj) ‘spice plantation’ means a place
where tourists visit and can get first hand
information and view of spice plants/
/trees on payment of monetary
consideration”.

“(jjj) ‘tourist taxi operator’ means a
person or firm operating motor vehicles
for tourists on rental basis and for which
permission has been granted by the
Transport Department”.

(v) after clause (kk), the following clause
shall be inserted, namely:-

“(kkk) ‘tour operator’ means a person
or a firm operating or conducting sight
seeing or individual tours to the tourists
for which licence has been issued by
the Transport Department”.

(vi) after clause (n), the following clause
shall be inserted, namely:-

“(nn) ‘water sports operator’ means
a person operating boats/parasailing/
/jetskii/kayaking/canoeing/rafting/scuba
diving, etc., to tourists and includes
water sports equipment dealer.”.

3. *Amendment of section 10.*— In section
10 of the principal Act, in sub-section (i), after
clause (d), the following clause shall be
inserted, namely:-

“(e) if the hotel-keeper has failed to
renew the certificate within a period of one
month from the date of its expiry”.

4. *Insertion of new section 10A.*— After
section 10 of the principal Act, the following
section shall be inserted, namely:-

"10A. Closure of hotel.— If the holder of a certificate issued under section 8 of this Act intends to close down his business in the premises during the period of validity of the certificate, he shall inform the same to the prescribed authority in writing at least fifteen days prior to the date on which he actually intends to close down the business alongwith original certificate".

5. *Amendment of section 17.—* In section 17 of the principal Act, in sub-section (i) after clause (d), the following clause shall be inserted, namely:—

"(e) if the travel agent has failed to renew the certificate issued under section 15 of this Act, within a period of one month from the date of its expiry".

6. *Insertion of new section 17A.—* After section 17 of the principal Act, the following section shall be inserted, namely:—

"17A. Restrictions on travel agent to function as recruiting agent.— No travel agent registered under this Act shall commence or carry on any business of recruitment for an employer or by representing such employer with respect to any matter in relation to such recruitment including dealing with the persons so recruited or desiring to be recruited unless he/she has obtained a certificate from the registering authority under the Emigration Act, 1983 (Central Act 31 of 1983)".

7. *Insertion of new Chapter IVA.—* After Chapter IV of the principal Act, the following Chapter shall be inserted, namely:—

"CHAPTER IV-A

Registration of Tour Operators, Water Sports and Adventure Sports Operators, etc.

19A. Registration.— (1) No person shall, in the tourist area, carry on the business of a tour operator, water sports operator,

adventure sports operator, spice plantation or of providing temporary huts for the purpose of accommodation, unless he is registered in accordance with the provisions of this Act.

(2) Every person intending to start business under sub-section (1) shall apply for registration to the prescribed authority in the prescribed manner, alongwith prescribed fee.

(3) Notwithstanding anything contained in sub-section (2), any person already engaged in any of the business as specified under sub-section (1) shall apply for registration within three months from the date of commencement of the Goa Registration of Tourist Trade (Amendment) Act, 2011.

(4) Every application made under sub-sections (2) or (3) as the case may be, disposed off within a period of one month from the date of receipt of the application.

19B. Certificate.— The prescribed authority shall, unless registration is refused under section 19D, direct that the name and particulars of the person starting business as specified in sub-section (1) of section 19A, be entered in the register maintained for the purpose and issue a certificate to the person in the prescribed form subject to such terms and conditions and on payment of such fees as prescribed.

19C. Renewal of Certificate of Registration.— (1) The Certificate of Registration issued under section 19B shall be valid for a period of one year from the date of issue and shall be renewable before its expiry on payment of fees as prescribed.

19D. Refusal to register.— (1) The prescribed authority may refuse to register the business as specified in sub-section (1) of section 19A on any of the following grounds, namely:—

(a) if the applicant does not possess essential requirements or qualifications as prescribed;

(b) if he has been convicted of any offence under Chapters XIV and XVI of the Indian Penal Code, 1860 (45 of 1860) or under any of the provisions of this Act or of any offence punishable under any law providing for the prevention of hoarding, smuggling, profiteering, adulteration of food or drugs, or corruption and a period of two years have not elapsed since the termination of the sentence imposed upon him;

(c) if he has been declared as an insolvent by a Court of competent jurisdiction and has not been discharged;

(d) if registration is refused to him and a period of three months have not been elapsed from the date of refusal;

(e) if in the opinion of the prescribed authority there is sufficient ground to be recorded in writing, for refusing registration.

(2) No application for registration shall be refused unless the person applying for registration has been afforded a reasonable opportunity of being heard".

8. *Amendment of section 22.*— In section 22 of the principal Act,—

(i) for the words "travel agent", the expression "travel agent or as mentioned in sub-section (i) of section 19A" shall be substituted;

(ii) for the letters and figures "Rs. 10,000/-" the letters and figures "Rs. 1,00,000/-", shall be substituted.

Explanation.— A person who has made an application for renewal of certificate before the date of its expiry and if the same is pending disposal then he shall not be a defaulter for the purposes of this section".

9. *Insertion of new section 25A.*— After section 25 of the principal Act, the following section shall be inserted, namely:—

"25A. *Penalty for unauthorized sale, etc.*— Any person who indulges in selling any articles, materials, etc., in any tourist area, without any licence or permission under any law for the time being in force, then such articles, materials, goods, etc., shall be confiscated by the officials authorized by the Government and the same shall be returned only on payment of minimum fine of Rs.10,000/- which may extend to Rs. 25,000/-. In the event of non-payment of fine, such confiscated articles, materials, goods etc., shall be disposed of by a public auction and the proceeds thereof shall be deposited in the Government Treasury. An inventory of all the confiscated items shall be maintained by the official confiscating the same".

10. *Amendment of section 27.*— In section 27 of the principal Act, for the letters and figures "Rs. 2,000/-", the letters and figures "Rs. 10,000/-" shall be substituted.

11. *Amendment of section 28.*— In section 28 of the principal Act, in sub-section (1), for the letters and figures "Rs.10,000/-", the letters and figures "Rs. 20,000/-" shall be substituted.

Porvorim-Goa.
Dated:

NILKANTH HALARNKAR
Hon. Minister for Tourism

Assembly Hall,
Porvorim-Goa.
Dated:

N. B. SUBHEDAR
Secretary to the
Legislative Assembly of Goa.

Statement of Object and Reasons

There has been uncontrolled and unregulated operation of activities by tour operators, adventure sports operators, water sports operators, etc., in tourist areas. Also, persons having spice plantation in this State regularly receive tourists on monetary consideration and often temporary huts are

provided to the tourists for their accommodation without any registration and documentation. In order to regulate all such activities, as also to make provision for their registration, it is proposed to amend the Goa, Daman and Diu Registration of Tourist Trade Act, 1982 (Act No.10 of 1982) (hereinafter referred to as the "said Act"), by amending section 2 of the said Act suitably and by inserting a new Chapter IV-A therein.

The Bill further seeks to amend sections 10 and 17 of the said Act so as to provide that a hotel-keeper or a travel agent who fails to renew the certificate of registration issued under the said Act, the name of such hotel or travel agent shall be liable for removal from the register maintained under the said Act.

The Bill also seeks to insert a new section 10A in the said Act so as to provide that the hotel-keeper shall inform in writing about his intention to close down the hotel, to the prescribed authority at least 15 days prior to the actual closure.

The Bill also seeks to insert a new section 17A in the said Act so as to bring restrictions on any travel agent who also function as recruiting agent and to provide that he would be able to function as a recruiting agent only if he possesses a certificate from the registering authority under the Emigration Act, 1983 (Central Act No. 31 of 1983).

The Bill also seeks to amend section 22 of the said Act so as to prescribe the penalty for violation of any of the provisions of the said Act or the rules framed thereunder.

The Bill also seeks to insert a new section 25A in the said Act so as to specify penalty for unauthorized sale of articles, materials, goods, etc., in any tourist area.

The Bill also seeks to amend sections 27 and 28 of the said Act so as to enhance the fine as specified therein.

This Bill seeks to achieve the above objects.

Memorandum Regarding Delegated Legislation

Clause 1(2) of the Bill empowers the Government to issue notification for bringing into force the provisions of the Act.

Clause 7 of the Bill empowers the Government to make rules specifying the manner of making an application for registration, the fee therefore, the authority to whom the application for registration shall be made and the fee for renewal of Certificate of Registration.

These delegations are of normal character.

Financial Memorandum

By bringing an amendment and insertion of new Chapter IVA in the Goa, Daman and Diu Registration of Tourist Trade Act, 1982 (Act 10 of 1982), no financial implications are involved. By registering the additional activities like spice plantation, aero sports, go-carting, bungy jumping, wind surfing, paragliding, hot air balloon, temporary huts, etc., during the tourist seasons, substantial revenue will be generated which in turn would be used for maintaining of beaches.

Porvorim-Goa. NILKANTH HALARNKAR
Dated: 17-3-2011. Hon. Minister for Tourism

Assembly Hall, N. B. SUBHEDAR
Porvorim-Goa. for Secretary to the
Dated: 17-3-2011. Legislative Assembly of Goa.

LA/LEGN/2011/4466

The following bill which was introduced in the Legislative Assembly of the State of Goa on 25th March, 2011 is hereby published for general information in pursuance of Rule-138 of the Rules of Procedure and Conduct of Business of the Goa Legislative Assembly.

The Goa Public Gambling (Amendment)
Bill, 2011

(Bill No. 7 of 2011)

A

BILL

further to amend the Goa Public Gambling Act, 1976.

Be it enacted by the Legislative Assembly of the State of Goa in the Sixty-second Year of the Republic of India, as follows:-

1. *Short title and commencement.*— (1) This Act may be called The Goa Public Gambling (Amendment) Act, 2011.

(2) It shall come into force on such date as Government may, by notification in the Official Gazette, appoint.

2. *Insertion of new section 13B.*— After section 13A of the principal Act, the following section shall be inserted, namely:-

“13B.— *Restrictions on entry in the casinos.*— (1) Only non-residents of the State shall be allowed to enter the Casinos for purpose of Gambling.

(2) No advertisements of casinos anywhere in the State in the print media, electronic media or by any other audio and visual means shall be allowed.”.

Statement of Object and Reasons

It is found that number of residents of Goa including those below the age of 21 years are frequently visiting casinos to play games which is destroying the social fabric of the State by ruining families in the State; further the casino advertisement allure the locals specially the youth to visit such places. The present amendment to Goa Public Gambling (Amendment) Act, 1976 seeks to prevent the above occurrences and achieve the desired objectives of preventing locals specially youth from getting involved in Gambling activities.

Financial Memorandum

No additional financial implication is envisaged.

Memorandum of Delegated Legislation

Delegated Legislation is envisaged which is of normal character.

Porvorim, Goa,
3rd March, 2011.

MANOHAR PARRIKAR
Leader of Opposition

Porvorim-Goa,
3rd March, 2011.

N. B. SUBHEDAR
For Secretary

ANNEXURE

The Goa Public Gambling Act, 1976

13. *Saving of games of mere skill.*— Nothing in this Act shall be held to apply to any game of mere skill wherever played.

²⁶[13(A) *Authorised Game.*— (1) Notwithstanding anything contained in this Act, the Government may authorise any game of electronic amusement/slot machines in Five Star Hotels ²⁷(and such table games and gaming on board in vessels offshore as may be notified) subject to such conditions, including payment of such recurring and non-recurring fees, as may be prescribed.

(2) The provisions of this Act shall not apply to any game authorised under sub-section (1)].

Porvorim-Goa,
3rd March, 2011.

N. B. SUBHEDAR
For Secretary

LA/LEGN/2011/4467

The following bill which was introduced in the Legislative Assembly of the State of Goa on 25th March, 2011 is hereby published for general information in pursuance of Rule-138 of the Rules of Procedure and Conduct of Business of the Goa Legislative Assembly.

The Goa Town and Country Planning (Amendment) Bill, 2011

(Bill No. 12 of 2011)

A

BILL

*further to amend the Goa Town and Country
Planning Act, 1974.*

Be it enacted by the Legislative Assembly
of the State of Goa in the Sixty-second Year
of the Republic of India, as follows:-

1. *Short title and commencement.*— (1) This
Act may be called the Goa Town and Country
Planning (Amendment) Act, 2011.

(2) It shall come into force on such date as
Government may, by notification in the Official
Gazette, appoint.

2. *Amendment to section 44.*— In section
44 of the principal Act, after sub-section (5),
the following sub-section shall be inserted,
namely:-

“(6) Notwithstanding anything contained
in sub-sections 1 to 5 of section 44, the
Planning and Development Authority shall
not grant any development permission until
the following conditions are complied with,
by the applicant seeking permission:-

(a) existence of infrastructural facilities
including a road of minimum 6 meters
for single dwelling unit and 10 meters
for multi-dwelling unit shall be provided
for;

(b) supply of suitable power and water
supply in the area proposed for
construction shall be provided for;

(c) multi-dwelling units having 100 flats
in case of residential area and commercial
areas shall have independent sewage
treatment plant of approved technology by
Goa State Pollution Control Board; as well
as Garbage Management System including
composting facilities and disposal of
Municipal Solid Waste shall be provided
for;

(d) minimum one car parking space in
case of a single unit and sufficient parking
area as notified from time to time in case
of multi-dwelling unit for residents and
visitors shall be provided for;

(e) set back area of minimum 5 mts.
shall be maintained;

Compliance of the aforesaid is mandatory
for undertaking and carrying out
construction in the area.”.

Statement of Object and Reasons

It is observed that multi-dwelling units on
getting permission fails to provide
infrastructure facilities and basic amenities
to the people. There is lot of parking problems
in residential areas where commercial
activities are permitted. Moreover, the
projects having multi-dwelling units shall
have sufficient parking space in the said
project. The present amendment to the Goa
Town and Country Planning (Amendment)
Act, 1974 seeks to achieve the above desired
objectives.

Financial Memorandum

No additional financial implication is
envisaged.

Memorandum of Delegated Legislation

Delegated Legislation is envisaged which
is of normal character.

Porvorim-Goa.
17th March, 2011.

MANOHAR PARRIKAR
Leader of Opposition

Porvorim-Goa.
17th March, 2011.

N. B. SUBHEDAR
For Secretary

ANNEXURE

..... The Goa Town and Country Planning Act, 1974

44. *Grant of permission.*— (1) Any person
intending to carry out any development in respect
of, or change of use of, any land shall make an
application in writing to the Planning and
Development Authority for permission in such form

and containing such particulars and accompanied by such documents and plans as may be prescribed.

(2) (a) In the case of a Department of the Central or Union territory Government or local authority intending to carry out any development in respect of, or change of use of any land, the Department or authority concerned shall notify in writing to the Planning and Development Authority of its intention to do so, giving full particulars thereof accompanied by such documents and plans as may be prescribed, at least two months prior to the undertaking of such development or change, as the case may be, and shall obtain permission in respect thereof.

(b) Where the Planning and Development Authority has raised any objection in respect of the conformity of the proposed development or change of use either to any Development Plan under preparation or to any of the regulations in force at the time, or due to any other material consideration, the Department or authority concerned, as the case may be, shall, either make the necessary modifications in the proposals for such development or change of use to meet the objections raised by the Planning and Development Authority or submit the proposal for such development or change of use together with the objections raised by the Planning and Development Authority to the decision of the Government.

(c) The Government on receipt of such proposals together with the objections of the Planning and Development Authority shall, in consultation with the Chief Town Planner, either approve the proposals with or without modifications or direct the Department or authority concerned, as the case may be, to make such modifications in the proposals as they consider necessary in the circumstances.

(3) On an application having been duly made under sub-section (1), and on payment of the development charge, if any, as may be assessed under Chapter IX, the Planning and Development Authority may—

(a) pass an order—

- (i) granting permission unconditionally; or
- (ii) granting permission subject to such conditions as it may think fit to impose;
- or
- (iii) refusing permission; or

(b) without prejudice to the generality of clause (a), impose conditions—

(i) to the effect that the permission granted is only for a limited period and that after the expiry of that period, the land shall be restored to its previous condition or the use of the land so permitted shall be discontinued; or

(ii) for regulating the development or use of any land under the control of the applicant or for the carrying out of works on any such land as may appear to the Planning and Development Authority expedient for the purpose of the permitted development.

(4) The Planning and Development Authority in dealing with the applications for permission under this section shall have regard to—

(i) the provisions of any Development Plan which has come into operation;

(ii) the proposals or provisions which it thinks are likely to be made in any Development Plan under preparation, or to be prepared; ¹⁷[]

¹⁸[(iii) to the relevant bye-laws or regulations of the local authority concerned; and]

(iv) any other material consideration.

(5) When permission is granted subject to conditions or is refused, the grounds for imposing such conditions or such refusal shall be recorded in writing in the order and such order shall be communicated to the applicant in the manner prescribed.

Porvorim-Goa.
17th March, 2011.

N. B. SUBHEDAR
For Secretary

LA/LEGN/2011/4471

The following bill which was introduced in the Legislative Assembly of the State of Goa on 28th March, 2011 is hereby published for general information in pursuance of Rule-138 of the Rules of Procedure and Conduct of Business of the Goa Legislative Assembly.

The Goa Public Services Guarantee Bill, 2011

(Bill No. 10 of 2011)

A

BILL

to provide for the delivery of services to the people of the State of Goa within the

stipulated time limit and for matters connected therewith and incidental thereto.

Be it enacted by the Legislative Assembly of the State of Goa in the Sixty-second Year of the Republic of India, as follows:—

1. Short title, extent and commencement.—

(1) This Act may be called the Goa Public Services Guarantee Act, 2011.

(2) It shall extend to the whole of the State of Goa.

(3) It shall come into force on such date as the Government may, by notification in the Official Gazette, appoint.

2. Definitions.— In this Act, unless the context otherwise requires,—

(a) “Designated Officer” means an authority including one belonging to the local self Government notified as such for providing any service notified under section 3;

(b) “eligible person” means a person who is eligible for any service as notified under section 3;

(c) “First Appellate Authority” means an authority including one belonging to the local self Government which is notified as such under section 3;

(d) “Government” means the Government of Goa;

(e) “Notification” means notification published in the Official Gazette;

(f) “Official Gazette” means the Goa Government Gazette;

(g) “prescribed” means prescribed by the rules made under this Act;

(h) “right to service” means right to obtain the service within the time limit as specified under section 4;

(i) “Second Appellate Authority” means an authority including one belonging to the local self Government which is notified as such under section 3;

(j) “service” means any service notified under section 3;

(k) “time limit” means the maximum time as specified under section 4 for providing the service by the Designated Officer.

3. Services, Designated Officer, First Appellate Authority and Second Appellate Authority to be notified by the Government.— Notwithstanding anything contrary contained in any other State law for the time being in force, the Government may, from time to time, by notification specify the services including those provided by the local self Government, Designated Officers, First Appellate Authorities and Second Appellate Authorities, to which this Act shall apply.

4. Right to obtain services within time limit.— The Designated Officer shall provide the services notified, under section 3 to the eligible person, within such time limit as may be specified by the Government by notification.

5. Providing services within time limit.— (1) Any application filed for obtaining services notified under this Act shall be treated as an application under this Act. Time limit, if not specified otherwise in the notification issued under section 4 shall start from the date when the application for notified service is submitted to the Designated Officer or to a person subordinate to him authorized to receive the application. Such application shall at once be received by the Designated Officer or the authorized person, as the case may be, and duly acknowledged.

(2) The Designated Officer on receipt of an application under sub-section (1) shall, within the time limit, provide service or reject the application and in case of rejection of application, shall record the reasons in writing and intimate forthwith to the applicant.

6. *Appeal.*— (1) Any person, whose application is rejected under sub-section (2) of section 5 or who is not provided the service within the time limit, may file an appeal to the First Appellate Authority within thirty days from the date of rejection of application or the expiry of the time limit, as the case may be:

Provided that the First Appellate Authority may admit the appeal after the expiry of the said period of thirty days if he is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time.

(2) The First Appellate Authority may order to the Designated Officer to provide the service within such period as he may specify or may reject the appeal. The First Appellate Authority shall decide the appeal within thirty working days from the date of its receipt.

(3) An appeal against decision of First Appellate Authority shall lie to the Second Appellate Authority within sixty days from the date of decision of the First Appellate Authority:

Provided that the Second Appellate Authority may admit the appeal after the expiry of the said period of sixty days if he is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time.

(4) (a) The Second Appellate Authority may order the Designated Officer to provide the service within such period as he may specify or may reject the appeal.

(b) Alongwith the directions to provide service, the Second Appellate Authority may also impose a penalty according to the provisions of section 7.

(5) (a) If the Designated Officer does not comply with provisions of sub-section (1) of section 5, then the aggrieved person may submit an application directly to the First Appellate Authority, which application shall be treated as an appeal filed before him and be disposed of in the manner of first appeal.

(b) If the Designated Officer does not comply with the order passed under sub-section (2) of section 6, then the aggrieved person may submit an application directly to the Second Appellate Authority, which application shall be treated as an appeal filed before him and be disposed of in the manner of second appeal.

(6) The First Appellate Authority and the Second Appellate Authority shall, while deciding an appeal under this section, have the same powers as are vested in Civil Court while trying a suit under the Code of Civil Procedure, 1908 (Central 5 of 1908) in respect of the following matters, namely:—

(a) requiring the production and inspection of documents;

(b) issuing summons for hearing to the appellant and the Designated Officer or the First Appellate Authority, as the case may be; and

(c) any other matter which may be prescribed.

7. *Penalty.*— (1) (a) Where the Second Appellate Authority is of the opinion that the Designated Officer has failed to provide service without sufficient and reasonable cause, then he may impose a lumpsum penalty which shall not be less than five hundred rupees but which may extend to five thousand rupees.

(b) Where the Second Appellate Authority is of the opinion that the Designated Officer has caused delay in providing the service, then he may impose a penalty of two hundred and fifty rupees for each day till service is provided by the Designated Officer, so however, the total amount of such penalty shall not exceed five thousand rupees:

Provided that the Designated Officer shall be given a reasonable opportunity of being heard before any penalty is imposed on him.

(2) Where the Second Appellate Authority is of the opinion that the First Appellate Authority has failed to decide the appeal

within the time limit as specified in sub-section (2) of section 6 without any sufficient and reasonable cause, then he may impose a penalty on First Appellate Authority which shall not be less than five hundred rupees but which may extend to five thousand rupees:

Provided that the First Appellate Authority shall be given a reasonable opportunity of being heard before any penalty is imposed on it.

(3) The Second Appellate Authority may order to pay such amount as compensation to the appellant from the penalty imposed under sub-section (1) or (2) or both, as the case may be, which shall not exceed the amount of such penalty.

(4) The Second Appellate Authority, if it is satisfied that the Designated Officer or the First Appellate Authority has failed to discharge the duties assigned to him under this Act without sufficient and reasonable cause, may recommend disciplinary action against him under the service rules applicable to him.

(5) The penalty so imposed shall be in addition to that specified in any other Act, Rules, Regulations or Notifications for the time being in force.

8. *Penalty amount to be deducted from the salary.*— The penalty so imposed under sub-section (1) or sub-section (2) of section 7 shall be deducted from the salary of the Designated Officer or the First Appellate Authority, as the case may be, and their concerned subordinate staff in the proportion as decided by the Department having jurisdiction relating to the service. The concerned Departments shall issue standing instructions detailing for this purpose about the proportion of penalty to be borne by the Designated Officer and the First Appellate Authority and their subordinate staff.

9. *Revision.*— The Designated Officer or First Appellate Authority aggrieved by an order of Second Appellate Authority in respect

of imposing penalty under this Act may make an application for revision to the officer nominated by the Government, within a period of sixty days from the date of that order, who shall dispose of the application according to the procedure as prescribed:

Provided that the officer nominated by the Government may entertain Revision Application after the expiry of the said period of sixty days, if he is satisfied that the applicant was prevented by sufficient cause from making an application in time.

10. *Constitution of State Public Service Delivery Commission.*— The Government may, by notification in the Official Gazette, constitute a State Public Service Delivery Commission, consisting of such persons as it deems fit for achieving the objectives of this Act.

11. *Power of the Government to send the applications to the Second Appellate Authority directly.*— (1) Notwithstanding anything contained in any other provisions of this Act, the Government may, if it receives an application alleging non-compliance of the provisions of this Act, send the same directly to the Second Appellate Authority for taking further action as per this Act.

(2) The Second Appellate Authority shall as soon as it receives the application under sub-section (1) proceed to decide the same as per sections 6 and 7 of this Act.

12. *Protection of action taken in good faith.*— No suit, prosecution or other legal proceeding shall lie against any person for anything which is in good faith done or intended to be done under this Act or any rule made thereunder.

13. *Powers to make rules.*— (1) The Government may, by notification in the Official Gazette, make rules to carry out the purposes of this Act.

(2) Every rule made under this Act by the Government shall be laid before the State Legislature.

14. *Power to remove difficulties.*— (1) If any difficulty arises in giving effect to the provisions of this Act, the Government may, by an order published in the Official Gazette, make such provisions not inconsistent with the provisions of this Act, as appear to it to be necessary or expedient for removal of the difficulty:

Provided that no such order shall be made after the expiry of a period of two years from the commencement of this Act.

(2) Every order made under this section shall, as soon as may be after it is made, be laid before the State Legislature.

Statement of Objects and Reasons

In the Golden Jubilee Year of the liberation of Goa from foreign rule, it is the intention of the Government to provide all essential services to the people of the State of Goa in a time-bound manner and to make the Government servants accountable to them for delay in providing the services. Already Citizens' Charters have been published by all the Government Departments giving details of services provided.

2. With a view to provide legal right to the people of the State of Goa to receive public services within stipulated time limit, the Government considers it necessary to bring in a suitable legislation.

This Bill seeks to achieve the above objects.

Financial Memorandum

No financial implications are involved in this Bill.

Memorandum Regarding Delegated Legislation

Clause 1(3) of the Bill empowers the Government to issue Notification fixing a date for bringing into force the provisions of the Act.

Clause 3 of the Bill empowers the Government to issue notification so as to

specify the services, Designated Officers, First Appellate Authorities and Second Appellate Authorities.

Clause 4 of the Bill empowers the Government to issue notification so as to specify the time limit for providing service by the Designated Officer.

Clause 13 of the Bill empowers the Government to frame rules for the purposes of the Act.

Porvorim, Goa.
Dated: 15-03-2011.

DIGAMBAR V. KAMAT
Chief Minister

Assembly Hall,
Porvorim-Goa.

N. B. SUBHEDAR
For Secretary to the
Dated: 15-03-2011. Legislative Assembly of Goa.



Department of Law & Judiciary

Legal Affairs Division

Notification

10/1/2009-LA/35

The Central Universities (Amendment) Act, 2009 (Central Act No. 38 of 2009), which has been passed by Parliament and assented to by the President of India on 22-12-2009 and published in the Gazette of India, Extraordinary, Part II, Section I dated 23-12-2009, is hereby published for general information of public.

Julio Barbosa Noronha, Under Secretary (Law).

Porvorim, 11th March, 2011.

THE CENTRAL UNIVERSITIES (AMENDMENT) ACT, 2009

AN

ACT

to amend the Central Universities Act, 2009.

Be it enacted by Parliament in the Sixtieth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Central Universities (Amendment) Act, 2009.

(2) It shall be deemed to have come into force on the 20th day of October, 2009.

2. *Insertion of section 3A.*— After section 3 of the Central Universities Act, 2009 (hereinafter referred to as the principal Act), the following section shall be inserted, namely:—

“3A. *Special provision with respect to the State of Jammu and Kashmir.*— (1) The Central University of Jammu and Kashmir established under sub-section (4) of section 3 shall be known as the Central University of Kashmir and its territorial jurisdiction shall be limited to the Kashmir Division of the State of Jammu and Kashmir.

(2) There shall be established a university, which shall be a body corporate, to be known as the Central University of Jammu having its territorial jurisdiction extending to the Jammu Division of the State of Jammu and Kashmir.

(3) All assets and liabilities of the Central University of Jammu and Kashmir in respect of the territory of Jammu Division of the State of Jammu and Kashmir shall stand transferred to be the assets and liabilities of the Central University of Jammu.

(4) Anything done or any action taken by the University of Jammu and Kashmir in respect of the territory of Jammu Division of the State of Jammu and Kashmir shall be deemed to have been done or taken by the Central University of Jammu.

(5) Any suit or legal proceedings instituted or continued by or against the Central University of Jammu and Kashmir in respect of the territory of Jammu Division

of the State of Jammu and Kashmir shall be deemed to have been instituted or continued by or against the Central University of Jammu.”.

3. *Amendment of the First Schedule to the principal Act.*— In the First Schedule to the principal Act, for serial number 5 and the corresponding entries against it, the following serial numbers and entries shall be substituted, namely:—

“5. Jammu and Kashmir	Central University of Kashmir	Kashmir Division of the State of Jammu and Kashmir
-----------------------	-------------------------------	--

5A. Jammu and Kashmir	Central University of Jammu	Jammu Division of the State of Jammu and Kashmir”.
-----------------------	-----------------------------	--

4. *Repeal and saving.*— (1) The Central Universities (Amendment) Ordinance, 2009 is hereby repealed. Ord. 8 of 2009.

(2) Notwithstanding the repeal of the Central Universities (Amendment) Ordinance, 2009, anything done or any action taken under the principal Act, as amended by the said Ordinance, shall be deemed to have been done or taken under the principal Act, as amended by this Act. Ord. 8 of 2009.

Notification

10/1/2009-LA/44

The Payment of Gratuity (Amendment) Act, 2009 (Central Act No. 47 of 2009), which has been passed by Parliament and assented to by the President of India on 31-12-2009 and published in the Gazette of India, Extraordinary, Part II, Section I dated 31-12-2009, is hereby published for general information of public.

Julio Barbosa Noronha, Under Secretary (Law).

Porvorim, 11th March, 2011.

THE PAYMENT OF GRATUITY (AMENDMENT) ACT, 2009

AN

ACT

further to amend the Payment of Gratuity Act, 1972.

Be it enacted by Parliament in the Sixtieth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Payment of Gratuity (Amendment) Act, 2009.

(2) It shall be deemed to have come into force on the 3rd day of April, 1997.

2. *Amendment of section 2.*— In the Payment of Gratuity Act, 1972 ^{39 of 1972.} (hereinafter referred to as the principal Act), in section 2, for clause (e), the following clause shall be substituted, namely:—

‘(e) “employee” means any person (other than an apprentice) who is employed for wages, whether the terms of such employment are express or implied, in any kind of work, manual or otherwise, in or in connection with the work of a factory, mine, oilfield, plantation, port, railway company, shop or other establishment to which this Act applies, but does not include any such person who holds a post under the Central Government or a State Government and is governed by any other Act or by any rules providing for payment of gratuity;’.

3. *Insertion of new section 13A.*— After section 13 of the principal Act, the following section shall be inserted, namely:—

“13A. *Validation of payment of gratuity.*— Notwithstanding anything contained in any judgment, decree or order of any court, for the period commencing on and from the 3rd day of April, 1997 and ending on the day on which the Payment of Gratuity (Amendment) Act, 2009, receives the assent

of the President, the gratuity shall be payable to an employee in pursuance of the notification of the Government of India in the Ministry of Labour and Employment *vide* number S. O. 1080, dated the 3rd day of April, 1997 and the said notification shall be valid and shall be deemed always to have been valid as if the Payment of Gratuity (Amendment) Act, 2009 had been in force at all material times and the gratuity shall be payable accordingly:

Provided that nothing contained in this section shall extend, or be construed to extend, to affect any person with any punishment or penalty whatsoever by reason of the non-payment by him of the gratuity during the period specified in this section which shall become due in pursuance of the said notification.”.

Notification

10/1/2009-LA/38

The Representation of the People (Amendment) Act, 2009 (Central Act No. 41 of 2009), which has been passed by Parliament and assented to by the President of India on 22-12-2009 and published in the Gazette of India, Extraordinary, Part II, Section I dated 23-12-2009, is hereby published for general information of public.

Julio Barbosa Noronha, Under Secretary (Law).

Porvorim, 11th March, 2011.

THE REPRESENTATION OF THE PEOPLE (AMENDMENT) ACT, 2009

AN

ACT

further to amend the Representation of the People Act, 1950 and the Representation of the People Act, 1951.

Be it enacted by Parliament in the Sixtieth Year of the Republic of India as follows:—

CHAPTER I

Preliminary

1. *Short title and commencement.*— (1) This Act may be called the Representation of the People (Amendment) Act, 2009.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

CHAPTER II

Amendments to the Representation of the People Act, 1950

2. *Amendment of section 24.*— In section 24 of the Representation of the People Act, 1950,— 43 of 1950.

(i) in clause (a), for the words “chief electoral officer”, the words “district magistrate or additional district magistrate or executive magistrate or district collector or an officer of equivalent rank” shall be substituted;

(ii) after clause (a), the following clause shall be inserted, namely:—

“(b) to the chief electoral officer, from any order of the district magistrate or the additional district magistrate under clause (a).”.

3. *Amendment of the Second Schedule.*— In the Second Schedule to the Representation of the People Act, 1950, against serial number 18 43 of 1950. relating to the State of Mizoram, in column 7, for the entry “38”, the entry “39” shall be substituted.

CHAPTER III

Amendments to the Representation of the People Act, 1951

4. *Amendment of section 8A.*— In the Representation of the People Act,

1951 (hereinafter referred to as the 43 of 1951. principal Act), in sub-section (1) of section 8A, for the words “as soon as may be after such order takes effect”, the words “as soon as may be within a period of three months from the date such order takes effect” shall be substituted.

5. *Amendment of section 34.*— In section 34 of the principal Act, in sub-section (1),—

(i) in clause (a), for the words “a sum of ten thousand rupees or where the candidate is a member of a Scheduled Caste or Scheduled Tribe, a sum of five thousand rupees”, the words “a sum of twenty-five thousand rupees or where the candidate is a member of a Scheduled Caste or Scheduled Tribe, a sum of twelve thousand five hundred rupees” shall be substituted;

(ii) in clause (b), for the words “a sum of five thousand rupees or where the candidate is a member of a Scheduled Caste or Scheduled Tribe, a sum of two thousand five hundred rupees”, the words “a sum of ten thousand rupees or where the candidate is a member of a Scheduled Caste or Scheduled Tribe, a sum of five thousand rupees” shall be substituted.

6. *Amendment of section 123.*— In section 123 of the principal Act, in clause (7),—

(i) for the words “from any person in the service of the Government”, the words “from any person whether or not in the service of the Government” shall be substituted;

(ii) after sub-clause (g), the following sub-clause shall be inserted, namely:—

“(h) class of persons in the service of a local authority, university, government company or institution or concern or undertaking appointed or deputed by the Election Commission in connection with the conduct of elections.”.

7. *Insertion of new sections 126A and 126B.*— After section 126 of the principal Act, the following sections shall be inserted, namely:—

‘126A. Restriction on publication and dissemination of result of exit polls, etc.—

(1) No person shall conduct any exit poll and publish or publicise by means of the print or electronic media or disseminate in any other manner, whatsoever, the result of any exit poll during such period, as may be notified by the Election Commission in this regard.

(2) For the purposes of sub-section (1), the Election Commission shall, by a general order, notify the date and time having due regard to the following, namely:—

(a) in case of a general election, the period may commence from the beginning of the hours fixed for poll on the first day of poll and continue till half an hour after closing of the poll in all the States and Union territories;

(b) in case of a bye-election or a number of bye-elections held together, the period may commence from the beginning of the hours fixed for poll on and from the first day of poll and continue till half an hour after closing of the poll:

Provided that in case of a number of bye-elections held together on different days, the period may commence from the beginning of the hours fixed for poll on the first day of poll and continue till half an hour after closing of the last poll.

(3) Any person who contravenes the provisions of this section shall be punishable with imprisonment for a term which may extend to two years or with fine or with both.

Explanation.— For the purposes of this section,—

(a) “exit poll” means an opinion survey respecting how electors have voted at an

election or respecting how all the electors have performed with regard to the identification of a political party or candidate in an election;

(b) “electronic media” includes internet, radio and television including Internet Protocol Television, satellite, terrestrial or cable channels, mobile and such other media either owned by the Government or private person or by both;

(c) “print media” includes any newspaper, magazine or periodical, poster, placard, handbill or any other document;

(d) “dissemination” includes publication in any “print media” or broadcast or display on any electronic media.

126B. *Offences by companies.*— (1) Where an offence under sub-section (2) of section 126A has been committed by a company, every person who at the time the offence was committed was in charge of, and was responsible to the company for the conduct of, the business of the company, as well as the company, shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly:

Provided that nothing contained in this sub-section shall render any such person liable to any punishment provided in this Act if he proves that the offence was committed without his knowledge or that he exercised all due diligence to prevent the commission of such offence.

(2) Notwithstanding anything contained in sub-section (1), where an offence under this Act has been committed by a company and it is proved that the offence has been committed with the consent or connivance of, or is attributable to any neglect on the part of, any director, manager, secretary or other officer of the company, such director, manager, secretary or other officer shall also be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

Explanation.— For the purpose of this section,—

(a) “company” means any body corporate, and includes a firm or other association of individuals; and

(b) “director”, in relation to a firm, means a partner in the firm.’.

Notification

10/1/2009-LA/41

The Appropriation (Railways) No. 4 Act, 2009 (Central Act No. 44 of 2009), which has been passed by Parliament and assented to by the President of India on 22-12-2009 and published in the Gazette of India, Extraordinary, Part II, Section I dated 23-12-2009, is hereby published for general information of public.

Julio Barbosa Noronha, Under Secretary (Law).

Porvorim, 11th March, 2011.

THE APPROPRIATION (RAILWAYS) No. 4 ACT, 2009

AN

ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 2009-10 for the purposes of Railways.

Be it enacted by Parliament in the Sixtieth Year of the Republic of India as follows:—

1. *Short title.*— This Act may be called the Appropriation (Railways) No. 4 Act, 2009.

2. *Issue of Rs. 731,30,60,000 out of the Consolidated Fund of India for the financial year 2009-10.*— From and out of the

Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of seven hundred thirty-one crores, thirty lakhs and sixty thousand rupees towards defraying the several charges which will come in course of payment during the financial year 2009-10, in respect of the services relating to Railways specified in column 2 of the Schedule.

3. *Appropriation.*— The sums authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE

(See sections 2 and 3)

No.	Services and of purposes Vote	Sums not exceeding		
		Voted by Parliament	Charged on the Conso- lidated Fund	Total
1	2	3		
		Rs.	Rs.	Rs.
16	Assets—Acquisition Construction and Replacement—			
	<i>Other Expenditure</i>			
	Capital	731,30,13,000	...	731,30,13,000
	Railway Funds	26,000	...	26,000
	Railway Safety Fund	21,000	...	21,000
TOTAL		731,30,60,000	731,30,60,000

Notification

10/1/2009-LA/37

The National Capital Territory of Delhi Laws (Special Provisions) Second Act, 2009 (Central Act No. 40 of 2009), which has been passed by Parliament and assented to by the President of India on 22-12-2009 and published in the Gazette of India, Extraordinary, Part II, Section I dated 23-12-2009, is hereby published for general information of public.

Julio Barbosa Noronha, Under Secretary (Law).
Porvorim, 11th March, 2011.

THE NATIONAL CAPITAL TERRITORY OF
DELHI LAWS (SPECIAL PROVISIONS)
SECOND ACT, 2009

AN

ACT

to make special provisions for the National Capital Territory of Delhi for a further period up to the 31st day of December, 2010 and for matters connected therewith or incidental thereto.

Whereas there had been phenomenal increase in the population of the National Capital Territory of Delhi owing to migration and other factors resulting in tremendous pressure on land and infrastructure leading to encroachment or unauthorised developments which are not in consonance with the concept of planned development as provided in the Master Plan of Delhi, 2001 and the relevant Acts and building bye-laws made thereunder;

And whereas the Master Plan of Delhi, 2001 was extensively modified and notified by the Central Government on the 7th day of February, 2007 with the perspective for the year 2021 keeping in view the emerging new dimensions in urban development *vis-a-vis* the social, financial and other ground realities;

And whereas the Master Plan of Delhi with the perspective for the year 2021 specifically provides for strategies for housing for urban poor as well as to deal with the informal sector;

And whereas a strategy and a scheme has been prepared by the local authorities in the National Capital Territory of Delhi for regulation of urban street vendors in accordance with the National Policy for Urban Street Vendors and the Master Plan for Delhi, 2021, and is being implemented;

And whereas based on the policy finalised by the Central Government regarding

regularisation of unauthorised colonies, village *abadi* area and its extension, the guidelines and regulations for this purpose have been issued;

And whereas in pursuance of the guidelines and regulations for regularisation of unauthorised colonies, necessary steps are being taken which, *inter alia*, involve scrutiny of layout plans, assessment of built up percentage existed as on the 31st day of March, 2002, identification of mixed use streets, approval of layout plans, fixation of boundaries, change of land use and identification of colonies not eligible for regularisation;

And whereas more time is required for orderly implementation of scheme regarding hawkers and urban street vendors and for regularisation of unauthorised colonies, village *abadi* area and its extension;

And whereas the revised policy and orderly arrangements for relocation and rehabilitation of slum dwellers and *Jhuggi-Jhompri* clusters in the National Capital Territory of Delhi has been considered and a Bill, namely, the Delhi Urban Shelter Improvement Board Bill, 2009 has been prepared by the Government of National Capital Territory of Delhi to provide for implementation of scheme for improvement of *Jhuggi-Jhompri* clusters and its redevelopment with a view to bring improvement in environment and living conditions, and preparing housing scheme for resettlement of persons;

And whereas the draft policy regarding farm houses has been formulated by the Delhi Development Authority and has been forwarded to major stakeholders for their views and comments;

And whereas in pursuance of the Master Plan for Delhi, 2021, the policy or plan regarding schools, dispensaries, religious institutions, cultural institutions, storages, warehouses and godowns used for

agricultural inputs or produce (including dairy and poultry) in rural areas built on agricultural land is under consideration of the Central Government;

And whereas the National Capital Territory of Delhi Laws (Special Provisions) Act, 2007, was enacted 43 of 2007. on the 5th day of December, 2007 to make special provisions for the areas of National Capital Territory of Delhi for a period up to the 31st day of December, 2008 which ceased to operate after the 31st day of December, 2008.

And whereas the National Capital Territory of Delhi Laws (Special Provisions) Act, 2009 was enacted 24 of 2009. in continuation of the aforesaid Act referred to in the preceding paragraph for a period up to the 31st day of December, 2009 to make special provisions for the areas of National Capital Territory of Delhi and that Act shall cease to operate after the 31st day of December, 2009;

And whereas it is expedient to have a law in terms of the Master Plan of Delhi, 2021, in continuation of the said Act for a period up to the 31st day of December, 2010 to provide temporary relief and to minimise avoidable hardships and irreparable loss to the people of the National Capital Territory of Delhi against any action by the concerned agency in respect of persons covered by the policies referred to above.

Be it enacted by Parliament in the Sixtieth Year of the Republic of India as follows:—

1. *Short title, extent, commencement and duration.*— (1) This Act may be called the National Capital Territory of Delhi Laws (Special Provisions) Second Act, 2009.

(2) It extends to the National Capital Territory of Delhi.

(3) It shall come into force on the 1st day of January, 2010.

(4) It shall cease to have effect on the 31st day of December, 2010, except as respects things done or omitted to be done before such cesser, and upon such cesser section 6 of the General Clauses Act, 1897, shall apply as if this Act 10 of 1897. had then been repealed by a Central Act.

2. *Definitions.*— (1) In this Act, unless the context otherwise requires,—

(a) “building bye-laws” means bye-laws made under section 481 of the Delhi Municipal Corporation Act, 1957 or the bye-laws 66 of 1957. made under section 188, sub-section (3) of section 189 and sub-section (1) of section 190 of the Punjab Municipal Act, 1911, 3 of 1911. as in force in New Delhi or the regulations made under sub-section (1) of section 57 of the Delhi Development Act, 1957, 61 of 1957. relating to buildings;

(b) “Delhi” means the entire area of the National Capital Territory of Delhi except the Delhi Cantonment as defined in clause (11) of section 2 of the Delhi Municipal Corporation Act, 1957; 66 of 1957.

(c) “encroachment” means unauthorised occupation of Government land or public land by way of putting temporary, semi-permanent or permanent structure for residential use or commercial use or any other use;

(d) “local authority” means the Delhi Municipal Corporation established under the Delhi Municipal Corporation Act, 1957, 66 of 1957. or the New Delhi Municipal Council established under the New Delhi Municipal Council Act, 1994 or the Delhi Development Authority established 44 of 1994.

under the Delhi Development Act, 1957, legally entitled to exercise control in respect of the areas under their respective jurisdiction; 61 of 1957.

(e) “Master Plan” means the Master Plan for Delhi with the perspective for the year 2021, notified *vide* notification number S. O. 141 (E), dated the 7th day of February, 2007, under the Delhi Development Act, 1957; 61 of 1957.

(f) “notification” means a notification published in the Official Gazette;

(g) “punitive action” means action taken by a local authority under the relevant law against unauthorised development and shall include demolition, sealing of premises and displacement of persons or their business establishment from their existing location, whether in pursuance of court orders or otherwise.

(h) “relevant law” means in case of—

(i) the Delhi Development Authority, the Delhi Development Act, 1957; 61 of 1957.

(ii) the Municipal Corporation of Delhi, the Delhi Municipal Corporation Act, 1957; and 66 of 1957.

(iii) the New Delhi Municipal Council, the New Delhi Municipal Council Act, 1994; 44 of 1994.

(i) “unauthorised development” means use of land or use of building or construction of building or development of colonies carried out in contravention of the sanctioned plans or without obtaining the sanction of plans, or in contravention of the land use as permitted under the Master Plan or Zonal Plan or layout plan, as the case may be, and includes any encroachment.

(2) Words and expressions used but not defined herein shall have the meanings respectively assigned to them in the Delhi Development Act, 1957, the Delhi Municipal Corporation Act, 1957 and the New Delhi Municipal Council Act, 1994. 61 of 1957. 66 of 1957. 44 of 1994.

3. *Enforcement to be kept in abeyance.*—
(1) Notwithstanding anything contained in any relevant law or any rules, regulations or bye-laws made thereunder, the Central Government shall before the expiry of this Act, take all possible measures to finalise norms, policy guidelines, feasible strategies and make orderly arrangements to deal with the problem of encroachment or unauthorised development in the form of encroachment by slum dwellers and *Jhuggi-Jhompr*i clusters, hawkers and urban street vendors, unauthorised colonies, village *abadi* area (including urban villages) and its extension, existing farm houses involving construction beyond permissible building limits and schools, dispensaries, religious institutions, cultural institutions, storages, warehouses and godowns used for agricultural inputs or produce (including dairy and poultry) in rural areas built on agricultural land, as mentioned below:

(a) policy for relocation and rehabilitation of slum dwellers and *Jhuggi-Jhompr*i clusters in accordance with the provisions of the Master Plan of Delhi, 2021 to ensure development of Delhi in a sustainable, planned and humane manner;

(b) scheme and orderly arrangements for regulation of urban street vendors in consonance with the national policy for urban street vendors and hawkers as provided in the Master Plan of Delhi, 2021;

(c) orderly arrangements pursuant to guidelines and regulations for regularisation of unauthorised colonies, village *abadi* area (including urban villages) and its extension, as existed on the 31st day of March, 2002, and where construction took place even beyond that date and up to the 8th day of February, 2007;

(d) policy regarding existing farm houses involving construction beyond permissible building limits; and

(e) policy or plan regarding schools, dispensaries, religious institutions, cultural institutions, storages, warehouses and godowns used for agricultural inputs or produce (including dairy and poultry) in rural areas built on agricultural land.

(2) Subject to the provisions contained in sub-section (1) and notwithstanding any judgment, decree or order of any court, *status quo*—

(i) as on the 1st day of January, 2006, in respect of encroachment or unauthorised development; and

(ii) in respect of unauthorised colonies, village *abadi* area (including urban villages) and its extension, which existed on the 31st day of March, 2002 and where construction took place even beyond that date and up to the 8th day of February, 2007, mentioned in sub-section (1),

shall be maintained.

(3) All notices issued by any local authority for initiating action against encroachment or unauthorised development referred to in sub-section (1), shall be deemed to have been suspended and no punitive action shall be taken till the 31st day of December, 2010.

(4) Notwithstanding any other provision contained in this Act, the Central Government may, at any time before the 31st day of December, 2010, withdraw the exemption by notification in respect of encroachment or unauthorised development mentioned in sub-section (2) or sub-section (3), as the case may be.

4. *Provisions of this Act not to apply in certain cases.*— During the period of operation of this Act, no relief shall be available under the provisions of section 3 in respect of the following encroachment or unauthorised development, namely:—

(a) encroachment on public land except in those cases which are covered under clauses (a), (b) and (c) of sub-section (1) of section 3;

(b) removal of slums and *Jhuggi-Jhompr*i dwellers, hawkers and urban street vendors, unauthorised colonies or part thereof, village *abadi* area (including urban villages) and its extension in accordance with the relevant policies approved by the Central Government for clearance of land required for specific projects.

5. *Power of Central Government to give directions.*— The Central Government may, from time to time, issue such directions to the local authorities as it may deem fit, for giving effect to the provisions of this Act and it shall be the duty of the local authorities, to comply with such directions.

Notification

10/1/2009-LA/42

The Workmen's Compensation (Amendment) Act, 2009 (Central Act No. 45 of 2009), which has been passed by Parliament and assented to by the President of India on 22-12-2009 and published in the Gazette of India, Extraordinary, Part II, Section I dated 23-12-2009, is hereby published for general information of public.

Julio Barbosa Noronha, Under Secretary (Law).

Porvorim, 11th March, 2011.

THE WORKMEN'S COMPENSATION (AMENDMENT) ACT, 2009

AN

ACT

further to amend the Workmen's Compensation Act, 1923.

Be it enacted by Parliament in the Sixtieth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Workmen's Compensation (Amendment) Act, 2009.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. *Amendment of long title.*— In the long title to the Workmen's Compensation Act, 1923 (here- 8 of 1923. inafter referred to as the principal Act), for the word "workmen", the word "employees" shall be substituted.

3. *Amendment of preamble.*— In the principal Act, in the preamble, for the word "workmen", the word "employees" shall be substituted.

4. *Amendment of section 1.*— In section 1 of the principal Act, in sub-section (1), for the word "Workmen's", the word "Employee's" shall be substituted.

5. *Substitution of references to certain expressions by certain other expressions.*— Throughout the principal Act, for the words "workman" and "workmen", wherever they occur, the words "employee" and "employees" shall respectively be substituted, and such other consequential amendments as the rules of grammar may require shall also be made.

6. *Amendment of section 2.*— In section 2 of the principal Act, in sub-section (1),—

(i) after clause (d), the following clause shall be inserted, namely:—

'(dd) "employee" means a person, who is—

(i) a railway servant as defined in clause (34) of

section 2 of the Railways Act, 1989, not permanently employed in any administrative district or sub-divisional office of a railway and not employed in any such capacity as is specified in Schedule II; or

(ii) (a) a master, seaman or other member of the crew of a ship,

(b) a captain or other member of the crew of an aircraft,

(c) a person recruited as driver, helper, mechanic, cleaner or in any other capacity in connection with a motor vehicle,

(d) a person recruited for work abroad by a company,

and who is employed outside India in any such capacity as is specified in Schedule II and the ship, aircraft or motor vehicle, or company, as the case may be, is registered in India; or

(iii) employed in any such capacity as is specified in Schedule II, whether the contract of employment was made before or after the passing of this Act and whether such contract is expressed or implied, oral or in writing; but does not include any person working in the capacity of a member of the Armed Forces of the Union; and any reference to any employee who has been injured shall, where the employee is dead, include a reference to his dependants or any of them;';

(ii) clause (n) shall be omitted.

7. *Amendment of section 4.*— In section 4 of the principal Act,—

(a) In sub-section (1),—

(i) in clause (a), for the words "eighty thousand rupees", the words "one lakh

and twenty thousand rupees" shall be substituted;

(ii) in clause (b), for the words "ninety thousand rupees", the words "one lakh and forty thousand rupees" shall be substituted;

(iii) after clause (b), the following proviso shall be inserted, namely:—

"Provided that the Central Government may, by notification in the Official Gazette, from time to time, enhance the amount of compensation mentioned in clauses (a) and (b).";

(iv) after clause (b), *Explanation II* shall be omitted;

(b) after sub-section (1A), the following sub-section shall be inserted, namely:—

"(1B) The Central Government may, by notification in the Official Gazette, specify, for the purposes of sub-section (1), such monthly wages in relation to an employee as it may consider necessary.";

(c) after sub-section (2), the following sub-section shall be inserted, namely:—

"(2A) The employee shall be reimbursed the actual medical expenditure incurred by him for treatment of injuries caused during the course of employment.";

(d) in sub-section (4),—

(A) for the words "two thousand and five hundred rupees", the words "not less than five thousand rupees" shall be substituted;

(B) the following proviso shall be inserted, namely:—

"Provided that the Central Government may, by notification in the Official Gazette, from time to time, enhance the amount specified in this sub-section."

8. *Amendment of section 20.*— In section 20 of the principal Act, in sub-section (1), after the words "appoint any person", the words "who is or has been a member of a State Judicial Service for a period of not less than five years or is or has been for not less than five years an advocate or a pleader or is or has been a Gazetted Officer for not less than five years having educational qualifications and experience in personnel management, human resource development and industrial relations" shall be inserted.

9. *Insertion of new section 25A.*— After section 25 of the principal Act, the following section shall be inserted, namely:—

"25A. *Time limit for disposal of cases relating to compensation.*— The Commissioner shall dispose of the matter relating to compensation under this Act within a period of three months from the date of reference and intimate the decision in respect thereof within the said period to the employee."

10. *Amendment of Schedule II.*— In Schedule II to the principal Act,—

(i) for the word, figures, brackets and letter "section 2(1)(n)", wherever they occur, the word, figures, brackets and letters "section 2(1) (dd)" shall be substituted;

(ii) in item (i), for the words "employed, otherwise than in a clerical capacity or on a railways", the words "employed in railways" shall be substituted;

(iii) in item (ii), the words "otherwise than in a clerical capacity" shall be omitted;

(iv) in item (iii), the words "wherein or within the precincts whereof twenty or more persons are so employed" shall be omitted;

(v) in item (v), the words "other than clerical work" shall be omitted;

(vi) in item (vi),—

(a) clause (b) shall be omitted;

(b) in clause (c), the words, brackets and letter “or sub-clause (b)” shall be omitted;

(vii) in item (x), the words “otherwise than in a clerical capacity” shall be omitted;

(viii) in item (xiv), the words “otherwise than in a clerical capacity” shall be omitted;

(ix) in item (xvi), the words “in which on any one day of the preceding twelve months more than twenty-five persons have been employed” shall be omitted;

(x) for item (xviii), the following item shall be substituted, namely:—

“(xviii) employed on any estate which is maintained for the purpose of growing cardamom, cinchona, coffee, rubber or tea; or”;

(xi) in item (xix), the words “otherwise than in a clerical capacity” shall be omitted;

(xii) in item (xxvi),—

(a) in clause (a), the words “and in which on any one day of the preceding twelve months ten or more persons have been so employed” shall be omitted;

(b) in clause (b), the words “in which on any one day of the preceding twelve months fifty or more persons have been so employed” shall be omitted;

(xiii) in item (xxx), the words “otherwise than in a clerical capacity” shall be omitted;

(xiv) in items (xl) and (xli), the words “in which on any one day of the preceding twelve months more than twenty-five persons have been employed” shall be omitted;

(xv) the *Explanation* occurring after item (xlix) at the end shall be omitted.

Notification

10/1/2009-LA/45

The State Bank of Saurashtra (Repeal) and the State Bank of India (Subsidiary Banks) Amendment Act, 2009 (Central Act No. 48 of 2009), which has been passed by Parliament and assented to by the President of India on 31-12-2009 and published in the Gazette of India, Extraordinary, Part II, Section I dated 31-12-2009, is hereby published for general information of public.

Julio Barbosa Noronha, Under Secretary (Law).

Porvorim, 11th March, 2011.

THE STATE BANK OF SAURASHTRA (REPEAL) AND THE STATE BANK OF INDIA (SUBSIDIARY BANKS) AMENDMENT ACT, 2009

AN

ACT

to repeal the State Bank of Saurashtra Act, 1950 and further to amend the State Bank of India (Subsidiary Banks) Act, 1959.

Be it enacted by Parliament in the Sixtieth Year of the Republic of India as follows:—

CHAPTER I

Preliminary

1. *Short title and commencement.*— (1) This Act may be called the State Bank of Saurashtra (Repeal) and the State Bank of India (Subsidiary Banks) Amendment Act, 2009.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

CHAPTER II

Repeal of the State Bank of Saurashtra Act, 1950

2. *Repeal and savings.*— (1) The State Bank of Saurashtra Act, 1950 is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken including any agreement entered into, under the provisions of the State Bank of Saurashtra Act, 1950, by the State Bank of Saurashtra shall continue to be in force and have effect as if this Act has not been enacted.

(3) The mention of particulars in sub-section (2) shall not be held to prejudice or affect the general application of section 6 of the General Clauses Act, 1897, with 10 of 1897. regard to the effect of repeal.

CHAPTER III

Amendments to the State Bank of India (Subsidiary Banks) Act, 1959

3. *Amendment of section 2.*— In section 2 of the State Bank of India (Subsidiary Banks) Act, 1959 38 of 1959. (hereafter in this Chapter referred to as the Subsidiary Banks Act),—

(i) in clause (a), sub-clause (iv) shall be omitted;

(ii) clause (i) shall be omitted;

(iii) in clause (k), the words “and the Saurashtra Bank” shall be omitted.

4. *Amendment of section 14.*— In the Subsidiary Banks Act, in section 14,—

(i) in the marginal heading, the words “, the Saurashtra Bank” shall be omitted;

(ii) in sub-section (1), the words “, the State Government of Gujarat in respect of the Saurashtra Bank” shall be omitted;

(iii) in sub-section (2) and in the proviso, the words “, the State Government of Gujarat,” and “or the State Government of Gujarat” shall, respectively, be omitted;

(iv) in sub-section (3), the words “, the State Government of Gujarat” shall be omitted;

(v) in sub-section (4), the words “, the State Government of Gujarat” shall be omitted.

5. *Amendment of section 23.*— In the Subsidiary Banks Act, in section 23,—

(i) for the words “, the Hyderabad Bank and the Saurashtra Bank”, the words “and the Hyderabad Bank” shall be substituted;

(ii) for the words “, the Hyderabad Bank or the Saurashtra Bank”, the words “or the Hyderabad Bank” shall be substituted.

6. *Amendment of section 42.*— In the Subsidiary Banks Act, in section 42, for the words “, the Hyderabad Bank or the Saurashtra Bank”, the words “or the Hyderabad Bank” shall be substituted.

7. *Amendment of section 46.*— In the Subsidiary Banks Act, in section 46,—

(i) in the marginal heading, the words “and the Saurashtra Bank” shall be omitted;

(ii) in sub-section (1), the words “or the Saurashtra Bank,” shall be omitted;

(iii) the *Explanation* shall be omitted.

8. *Amendment of section 47.*— In the Subsidiary Banks Act, in section 47, in sub-section (1), for the words “, the Hyderabad Bank or the Saurashtra Bank”, the words “or the Hyderabad Bank” shall be substituted.

9. *Amendment of section 49.*— In the Subsidiary Banks Act, in section 49,—

(i) in sub-section (1), the words “or the Saurashtra Bank” shall be omitted;

(ii) in sub-section (2), the words “or of the Saurashtra Bank” shall be omitted;

(iii) in sub-section (3), the words “or the Saurashtra Bank” shall be omitted.

10. *Amendment of section 56.*— In the Subsidiary Banks Act, in section 56,—

(i) in the marginal heading, the words “and the State Bank of Saurashtra” shall be omitted;

(ii) the words “and the Saurashtra Bank” shall be omitted;

(iii) the words “or the Saurashtra Bank, as the case may be,” at both the places where they occur, shall be omitted.

11. *Amendment of First Schedule.*— In the First Schedule to the Subsidiary Banks Act, in paragraph 1, in sub-paragraph A, for the words “, the Bank of Patiala or the Saurashtra Bank,” the words “or the Bank of Patiala” shall be substituted.



Department of Legal Metrology

Office of the Controller & Legal Metrology

Notification

1/10/11-CLM/774

In pursuance of sub-rule (2) of Rule 1 of the Goa Legal Metrology Rules, 2011 (hereinafter referred to as the said Rules), the Government of Goa hereby appoints the 1st day of April, 2011, as the date on which the said Rules shall come into force.

By order and in the name of the Governor of Goa.

N. M. Naik, Controller & ex officio Under Secretary (Legal Metrology).

Panaji, 30th March, 2011.

Notification

6/2/11-CLM

Whereas, certain draft rules were pre-published as required by sub-section (4) of section 53 of the Legal Metrology Act, 2009 (Central Act 1 of 2010), in the Official Gazette, Series I No. 50 dated 10th March, 2011, under Notification No. 6/2/10-CLM dated 1-3-2011, of the Department of Legal Metrology, Government of Goa, inviting objections and suggestions from the persons likely to be affected thereby, within fifteen days from the date of publication of the said Notification in the Official Gazette;

And Whereas, the said Official Gazette was made available to the public on 10th March, 2011;

And Whereas, no objections or suggestions have been received from the public on the said draft rules by the Government.

Now, therefore, in exercise of the powers conferred by section 53 of the Legal Metrology Act, 2009 (Central Act 1 of 2010), and after consultation with the Central Government, the Government of Goa hereby makes the following rules, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Legal Metrology Rules, 2011.

(2) They shall come into force on such date as the Government may, by notification in the Official Gazette appoint, and different dates may be appointed for different provisions of these rules.

2. *Definitions.*— In these rules, unless the context otherwise requires,—

(a) “Act” means the Legal Metrology Act, 2009 (Central Act 1 of 2010);

(b) “Government” means the Government of Goa;

(c) “Reference Standards Laboratory” means a laboratory setup by the Central Government under the Act, where Reference Standards, Secondary Standards and Working Standards are maintained;

(d) “Schedule” means a Schedule appended to these rules;

(e) Words and expressions used in these rules but not defined herein shall have the same meaning as respectively assigned to them in the Act.

3. *Reference Standards, Secondary Standards and Working Standards.*— (1) Every Reference Standard, Secondary Standard and Working Standard shall be verified and stamped in such manner and after payment of such fee as may be prescribed by the

Central Government under sub-section (2) of section 9 of the Act.

(2) The Reference Standards shall be kept at such place, in such manner and in such custody as prescribed under the Legal Metrology (National Standards) Rules, 2011.

(3) The Secondary Standards shall be kept at such place and in such custody as the Controller may direct.

(4) The Working Standards shall be kept in the custody of Legal Metrology Officer.

4. *Secondary Standard Balances.*— (1) A set of Secondary Standard Balances shall be maintained at every place where the Secondary Standard Weights are kept.

(2) The number, types and specifications of such balances shall be such as may be prescribed under the Legal Metrology (General) Rules, 2011.

(3) Every Secondary Standard Balance shall be verified at least once within a period of twelve months and shall be adjusted, if necessary, to make it correct within the limits of sensitivity and other metrological qualities specified under the Act or rules framed thereunder, by the Reference Standards Laboratory or by the Controller or such other Officer as may be authorized by the Controller in this behalf.

5. *Working Standard Balances.*— (1) A set of Working Standard Balances shall be maintained at every place where Working Standard Weights are kept.

(2) The number, types and specifications of such balances shall be such as may be prescribed under the Legal Metrology (General) Rules, 2011.

(3) Every Working Standard Balance shall be verified at least once within a period of twelve months and shall be adjusted, if necessary, to make it correct within the limits

of sensitivity and other metrological qualities prescribed under the Legal Metrology (General) Rules, 2011, by the Reference Standard Laboratory or at any of the place where Secondary Standards are maintained by the Government.

6. *Physical characteristics, configuration, constructional details of Weights and Measures.*— Every Weight or Measure used or intended to be used in any transaction or for protection shall conform as regards physical characteristics, configuration, constructional details, materials, performance, tolerances and such other details, to the specifications specified under the Act or the Legal Metrology (General) Rules, 2011.

7. *Use of bullion weights, carat weights, etc.*— (1) No weight other than a bullion weight as specified in the Legal Metrology (General) Rules, 2011, shall be used in any transaction or protection in bullion including precious metals, pearls, ornaments or other articles made of gold or silver.

(2) No weight other than a carat weight shall be used in any transaction in precious stones.

(3) Only beam scale of class 'A' or class 'B' category or a non-automatic weighing instrument of high accuracy class (class II) or special accuracy class (class I) shall be used in any transaction referred to in sub-rules (1) and (2).

8. *Use of weights only or measures only or number only in certain cases.*— Except in the cases of commodities specified in Schedule I hereto, the declaration of quantity in every transaction, dealing or contract or for protection shall be in terms of the unit of,—

(a) weight, if the commodity is solid, semi-solid, viscous or a mixture of solid and liquid;

(b) length, if the commodity is sold by linear measure;

(c) area, if the commodity is sold by area measure;

(d) volume, if the commodity is liquid or is sold by cubic measure; or

(e) number, if the commodity is sold by number.

9. *Licencing of manufacturer, repairer and dealer of weights and measures.*— (1) Every manufacturer or repairer of, or dealer in, weights or measures shall make an application for the issue of a licence to the Controller or such other Officer as may be authorized by him in this behalf, in FORM-LM-IA, FORM-LM-IB, FORM-LM-IC, hereto, respectively:

Provided that no licence to repair shall be required by a manufacturer to repair weight or measure manufactured by him and used in a State other than the State of manufacture of the same, but the manufacturer shall inform in advance the concerned Legal Metrology Officer about such repairing:

Provided that a person who bonafidely repairs any weight or measure owned or possessed by him shall not require a licence to repair.

(2) Every manufacturer or repairer of, or dealer in, weights or measures shall make an application for the renewal of a licence within thirty days before the date of its expiry to the Controller or such other Officer as may be authorized by him in this behalf, in FORM-LM-IIA, FORM-LM-IIB, FORM-LM-IIC, hereto, respectively.

(3) Every licence issued to a manufacturer, repairer or dealer shall be in FORM-LM-IIIA, FORM-LM-IIIB, FORM-LM-IIIC, hereto, respectively.

(4) Every licence issued to a manufacturer or repairer or dealer shall be valid for a period of one calendar year and may be renewed from year to year on an application made within thirty days before the date of expiry of licence

to the Controller or such other Officer as may be authorized by him in this behalf alongwith fee as specified in Schedule II hereto. The fee for the renewal of licence shall be the same as for the issue of licence as specified in Schedule II hereto:

Provided that the Controller may entertain the application made within a period of three months from the date of expiry of the licence, if he is satisfied that applicant was prevented from making application within the time aforesaid for bonafide reasons, on payment of additional fee at full the rate specified in Schedule II hereto.

(5) The fee payable for the alteration of a licence or for issue of a duplicate licence shall be as specified in Schedule II hereto.

(6) The Controller or such other Officer as may be authorized by him in this behalf shall maintain a register of licenced manufacturers, dealers and repairers in FORM-LM-IV hereto.

(7) Every manufacturer, repairer, or dealer licenced under the Act and these rules shall maintain such workshop, equipments, tools and registers, etc., as the case may be, as per the terms and conditions of the licence.

(8) Every repairer licenced under the Act and these rules shall furnish a security deposit of rupees two hundred for each licence to the Government.

(9) Every licence issued or renewed under this Act shall be displayed in a conspicuous place in the premises where the licensee carries on business.

(10) A licence issued or renewed under this Act shall not be salable nor transferable.

10. *Suspension and cancellation of licence granted.*— (1) The Controller or such other Officer authorized by him in this behalf may, if he has any reasonable cause to believe that the holder of any licence issued, renewed or

continued under this Act has made any statement in, or in relation to any application for the issue, renewal or continuance of the licence, which is incorrect or false in any material particular or has contravened any provision of the Act or any rule or order made thereunder, suspend such licence, pending the completion of any inquiry against the holder of such licence:

Provided that no such licence shall be suspended unless the holder thereof has been given a reasonable opportunity of being heard in the matter:

Provided further that where the inquiry referred to in this sub-section is not completed within a period of three months from the date of suspension of a licence, such suspension shall, on the expiry of the period aforesaid, stand vacated.

(2) The Controller or such other authorized Officer if he is satisfied, after making such inquiry as he may think fit, that the holder of a licence has made a false or incorrect statement of the nature referred to in sub-rule (1), or has contravened any law or order referred to in that sub-section, cancel such licence:

Provided that no such licence shall be cancelled unless the holder thereof has been given a reasonable opportunity of being heard in the matter.

(3) Every person whose licence has been suspended shall, immediately after such suspension, stop functioning as such licensee and shall not resume business as such licensee until the order of such suspension stands, or has been, vacated.

(4) Every licensee whose licence has been suspended or cancelled shall, after such suspension or cancellation, as the case may be, surrender such licence to the authority by whom such licence was issued.

(5) Every licensee whose licence has been cancelled shall, within a period of thirty days

from the date of such cancellation, or within such further period not exceeding three months from such date as the Controller or such other Authorized Officer on sufficient cause being shown allow, dispose of the weights or measures which were in his possession, custody or control on the date of such cancellation and in the event of his failure to do so, the Controller or such other Authorized Officer may seize and dispose of the same and distribute the proceeds thereof.

11. *Records to be maintained by manufacturers, etc.*— Every manufacturer or repairer of, or dealer in weights or measures licenced under the Act and these rules shall maintain records and registers in FORM-LM-VA, FORM-LM-VB, FORM-LM-VC, hereto, respectively, and also submit such periodical report/returns as may be specified in that behalf.

12. *Periodical interval for the verification of weights or measures.*— Periodical interval for the verification of weights and measures as shall be specified in the Legal Metrology (General) Rules, 2011.

13. *Verification and inspection of weights or measures.*— (1) Every person using any weight or measure in any transaction or for protection shall present such weight or measure for verification or re-verification, at the Office of the Legal Metrology Officer or at such other place as the Legal Metrology Officer may specify in this behalf on or before the date on which the verification falls due:

Provided that where any weight or measure is such that it cannot, or should not be moved from its location, the person using such weight or measure shall report to the Legal Metrology Officer at least thirty days in advance of the date on which the verification falls due.

(2) Where any weight or measure is such that it cannot, or should not, be moved from its location, Legal Metrology Officer shall take necessary steps for the verification of

such weight or measure at the place of it's location.

(3) For the verification of weight or measure referred to in sub-rule (2), the user shall provide such facilities as may be specified by the **Controller**.

(4) Every weight or measure presented for verification shall be complete in itself.

(5) Every weight or measure shall be verified in a clean condition, and if necessary, the Legal Metrology Officer shall require the owner or user to make necessary arrangement for the purpose.

(6) A Legal Metrology Officer may visit, as frequently as possible and during the periodical interval as referred to in rule 12, every premises within the local limits of his jurisdiction to inspect and test any weight or measure which is being or is intended or likely to be used in any transaction or for protection.

(7) The Legal Metrology Officer shall obliterate the stamp on any weight or measure, if it is found during inspection that,—

(a) any weight or measure which being due for re-verification has not been submitted for such re-verification;

(b) any weight or measure which does not conform to the standards established by or under the Act:

Provided that where the Legal Metrology Officer is of opinion that the defect or error in such weight or measure is not such as to require immediate obliteration of the stamp, he shall inform the user about the defect or error found in the weight or measure and call upon user to remove the defect or error within such time, not exceeding eight days and shall,—

(i) if user fails to remove the defect or error within that period, obliterate the stamp, or

(ii) if the defect or error is so removed as to make the weight or measure conform to the standards established by or under the Act, verify and stamp such weight or measure.

Explanation.— The obliteration of the stamp on any weight or measure shall not take away or abridge the power of the Legal Metrology Officer to seize such weight or measure in accordance with the provisions of the Act.

14. *Stamping of weights or measures.*— (1) The Legal Metrology Officer shall stamp every weight or measure, if after testing and verification, he is satisfied that such weight or measure conforms to the standards established by or under the Act, with a stamp of uniform design, issued by the Controller, which shall indicate the number allotted for administrative purpose to the Legal Metrology Officer by whom it is stamped:

Provided that if by reason of the size or nature of any weight or measure it is not desirable or practicable to put a stamp thereon, the Legal Metrology Officer shall take such action as may be directed by the Controller by a general or a special order in writing.

(2) The Legal Metrology Officer shall also mark the year and it's quarter of stamping on every verified weight or measure except when the size or nature of such weight or measure makes it impracticable.

Explanation.— A year shall be deemed to consist of four quarters of which first quarter shall be of the months of January, February and March, which shall be marked as A; second quarter shall be of the months of April, May and June, which shall be marked as B; third quarter shall be of the months of July, August and September, which shall be marked as C; and fourth quarter shall be of the months of October, November and December, which shall be marked as D.

(3) On completion of verification and stamping, the Legal Metrology Officer shall issue a Certificate of Verification in FORM-LM-VI hereto.

(4) Where a Certificate of Verification is lost or destroyed, the holder of the Certificate of Verification shall forthwith apply to the Legal Metrology Officer who had issued the Certificate, for the issue of a duplicate Certificate of Verification. Every such application for the issue of a duplicate Certificate shall be accompanied by a fee of Rupees ten.

(5) On receipt of an application under sub-rule (4), the Legal Metrology Officer shall issue to the applicant a duplicate copy of the Certificate of Verification marked 'DUPLICATE'.

15. *Fee for verification.*— (1) Fees payable for verification and stamping of weight or measure at the Office or Camp Office of the Legal Metrology Officer shall be as specified in Schedule III hereto.

(2) If, at the request of the user of weight or measure, verification is done at any premises other than the Office or Camp Office of the Legal Metrology Officer, an additional fee shall be charged at half the rate specified in the Schedule III hereto and the user of the weight or measure shall pay the expenses incurred by the Legal Metrology Officer for visiting the premises, including the cost of transporting and handling the Working Standard and other equipment subject to a minimum of Rupees One hundred:

Provided that no additional fee shall be charged for verification and stamping of weights and measures *in situ* of,—

(i) vehicle tanks for petroleum products and other liquids, Meter for Liquids other than Water (Fuel Dispenser, Liquid Petroleum Gas, Milk Dispensers), Compressed Natural Gas Dispensers, Non-automatic Weighing Instruments like Weighbridges, Platform Machines, Crane Scale, Automatic Gravimetric Filling Instruments, Automatic Rail-Weighbridge, Discontinuous Totalizing Automatic Weighing Instruments, and such other

weight or measure which cannot, and should not be moved from its location;

(ii) weight or measure in the premises of manufacturer or dealer of such weight or measure.

(3) If a weight or measure is presented to the Legal Metrology Officer for re-verification after expiry of the validity of the stamp, an additional fee at half the rates specified in Schedule III hereto shall be payable for every quarter of the year or part thereof.

(4) Full fee shall be payable for re-stamping any weight or measure held in stock with manufacturer or dealer within the period specified in rule 12 from the date on which it was last stamped, provided that the original stamp was not obliterated.

(5) A weight or measure which on verification or inspection is found to be incorrect shall be returned to the person concerned for adjustment informing him, in a proforma specified by the Controller, of the defects found in the weight or measure, and calling upon him to remove the defects within a period not exceeding seven days. When the necessary adjustment has been carried out, such weight or measure shall be verified on payment of the fees specified in Schedule III and if found correct shall be stamped.

16. *Collection of fees and deposit into the Treasury.*— (1) Before commencing the work of verification or re-verification, the Legal Metrology Officer shall inform the person concerned of the fees payable by him and shall receive the same in the manner as authorized by the Controller and issue a receipt on the form approved by the Controller, one copy of such receipt being kept for record:

Provided that the fees payable by a Department of the Central or State Government under these rules may be realized in such manner as may be directed by the Controller.

(2) The Legal Metrology Officer shall maintain a register, in the form approved by

the Controller, which shall be written up from day-to-day and shall show the amount of fees and other charges collected during the day.

(3) All payment received by the Legal Metrology Officer during the week shall be paid into the Government treasury under the appropriate "Head of Account" on such dates or days as may be specified by the Controller from time to time, and a receipt thereof be obtained and an intimation to that effect be sent to the Controller or other Officer authorized by him in this behalf.

17. *Disposal of seized weights, measures, etc.*— (1) Any un-verified weight or measure shall be returned to the person from whom such weight or measure was seized if that person gets the same verified and stamped, within **fifteen days** of the seizure on payment of the prescribed fee, including the additional fee, payable for undertaking re-verification after the expiry of the validity of the stamp.

(2) Any weight or measure or document or thing or goods seized and detained under section 15 of the Act, which is the subject matter of proceedings in a Court shall be produced by the Legal Metrology Officer before the Court and after conclusion of the proceedings, the Legal Metrology Officer shall take possession of the same and deal with it in accordance with the orders of the Court:

Provided that in the absence of the orders of the Court, weight or measure or document or thing or goods shall be dealt with as the Controller may, by special order, direct and the material thereof shall be sold and the proceeds credited to the Government treasury.

(3) If any goods seized under section 15 of the Act are subject to speedy or natural decay, the Legal Metrology Officer shall have the goods weighed or measured on a verified weighing or measuring instrument available with him or at the nearest place from the place where such goods are seized and enter the actual weight or measure of the goods in a form

specified by the Controller for this purpose, and shall obtain the signature of the trader or his agent or such other person who has committed the offence and return the goods in question to the trader or the purchaser, as the case may be:

Provided that if the trader or his agent or any other person who has committed the offence refuses to sign the form, the Legal Metrology Officer shall obtain the signatures of not less than two persons present at the time of such refusal by the trader or his agent or such other person. In the case if goods are returned to the trader, he shall give an undertaking stating that he shall not sell the defective goods without rectifying the defects thereon.

(4) Where the goods seized under sub-section (1) of section 15 of the Act are contained in a package and the package is false or does not conform to the provisions of the Act or any rules made thereunder and the goods in such package are subject to speedy or natural decay, the Legal Metrology Officer may dispose of the goods in such package in accordance with the provisions of sub-rule (3):

Provided that the Controller shall be the final authority to decide whether the goods seized and detained are subject to speedy or natural decay.

(5) Where the goods seized under sub-section (1) of section 15 of the Act are not subject to speedy or natural decay, the Legal Metrology Officer may retain the package for the purpose of prosecution under the Act after giving the trader or his agent or the other person who has committed the offence a notice of such seizure.

(6) The goods referred under sub-rules (4) and (5), which are not the subject matter of proceedings in a Court, shall, after the expiry of sixty days from its seizure, be so dealt with as the Controller may by special order direct.

18. *Validity of weights or measures duly stamped.*— (1) A weight or measure which is, or is deemed to be, duly verified and stamped under these rules shall be deemed to conform to the Standards established by or under the Act at every place within the State of Goa in which it is stamped unless it is found on inspection or verification that such weight or measure has ceased to conform to the Standards established by or under the Act.

(2) No weight or measure which is, or is deemed to be, duly verified and stamped under this Act shall require to be re-stamped merely by reason of the fact that it is being used at any place within the State of Goa other than the place at which it was originally verified and stamped:

Provided that where a verified weight or measure, installed at one place is dismantled and re-installed at a different place, such weight or measure shall not be put into use unless it has been duly re-verified and stamped, notwithstanding that periodical re-verification of such weight or measure has not become due.

(3) Where a verified weight or measure has been repaired, whether by a licenced repairer or by the person owning and possessing the same, such weight or measure shall not be put into use unless it has been duly re-verified and stamped, notwithstanding that periodical re-verification of such weight or measure has not become due.

19. *Qualifications of Legal Metrology Officer.*— Qualifications of Legal Metrology Officer shall be as specified in the Legal Metrology (General) Rules, 2011.

20. *Provision of supply of Working/Secondary Standards, equipment, etc. to the Legal Metrology Officer.*— (1) Every Legal Metrology Officer shall be provided with Working/Secondary Standard Weights, Working/Secondary Standard Balances, and such other equipments including weighing and measuring devices as may be approved by the Controller from time to time.

(2) Every Legal Metrology Officer shall be provided with such dies, punches, paper seal/sticker and such other equipment as may be necessary for affixing the verification stamp, the design and number of which are to be approved by the Controller.

(3) Every Legal Metrology Officer shall be provided with punches of suitable sizes of eight-pointed star as shown below for obliterating stamps.

21. *Provisions relating to use of weights, measures, etc.*— (1) Every person using a beam scale in any transaction in his premises shall suspend the same to a stand or to a chain by a hook:

Provided that this sub-rule shall not apply to itinerant vendors.

(2) Every weight or measure shall be used in a clean condition and in proper lighting arrangement.

(3) Any weight or measure, which has been verified and stamped *in situ*, shall not be dismantled and removed from its original site without prior intimation to the Controller or other person authorized by him in this behalf.

(4) To ensure a proper check of the accuracy of a weighing instrument, the user shall keep at the site of each weighing instrument duly verified and stamped weights equal to one-tenth of the capacity of the instrument or one tonne and consumer can also check the accuracy of the weighing instrument:

Provided that the Controller may specify the total number of verified and stamped weights to be maintained in trade premises where the number of weighing instruments are more than one.

(5) To ensure proper delivery of the petrol and diesel at pumps, the retail dealer of the pump shall keep a verified 5 litres and 10 litres capacity measure in his premises and check the output from the pump every day to ensure its correct delivery. In case of any short delivery the dealer shall stop the delivery

through the pump immediately and inform the Legal Metrology Officer concerned to recalibrate the pump.

22. *Certificate of Verification to be exhibited.*— The person to whom a Certificate of Verification is issued shall exhibit the same in a conspicuous place in the premises where the weights, measures or weighing or measuring instruments to which the Certificate relates are used:

Provided that in the case of itinerant vendor, the Certificate shall be kept with the person:

Provided further that in the case of vehicle tank, the Certificate of Verification shall be kept with the vehicle.

23. *Penalty for contravention of rules.*— Whoever contravenes any provision of these rules, for the contravention of which no punishment has been separately provided in the Act, shall be punished with fine, which may extend to five thousand rupees.

24. *Form of appeal.*— (1) Every appeal under the Act and these rules shall be preferred in FORM-LM-VII hereto and shall be accompanied by a copy of the order appealed against.

(2) An appeal to the Government shall be accompanied by fee of Rs. 500/- (Rupees Five hundred only) and an appeal to the Controller shall be accompanied by fee of Rs. 200/- (Rupees Two hundred only) paid either by cash or by affixing Court fee stamp of the said value.

25. *Fee for compounding of offences.*— The fee for compounding of offences committed under the Act shall be as specified in Schedule IV hereto.

By order and in the name of the Governor of Goa.

N. M. Naik, Controller and ex officio Under Secretary (Legal Metrology).

Panaji, 30th March, 2011.

—————
SCHEDULE – I

(See rule 8)

The commodities specified in column (2) of table below may be sold by weight, measure or number as shown by corresponding entry in column (3)

TABLE

Sr. No.	Commodity	Whether declaration to be expressed in terms of weight, measure or number or two or more of them
(1)	(2)	(3)
(1)	Aerosol products	weight
(2)	Acids in liquid form	weight or volume
(3)	Compressed or liquefied gas (but not liquefied petroleum gas)	weight and equivalent volume at stated temperature and pressure
(4)	Butter (including peanut butter), cheese, curd, ghee	weight
(5)	Electric cables	length or weight

(1)	(2)	(3)
(6)	Electric wire	length or weight
(7)	Fencing wire	length or weight
(8)	Hair oil (un-perfumed)	weight or volume
(9)	Fruits and vegetables	number or weight
(10)	Furnace oil	weight or volume
(11)	Linseed oil and other vegetable oils	weight or volume
(12)	Heavy residual fuel oil	weight
(13)	Industrial diesel fuel	volume
(14)	Honey, malt extract, golden syrup treacle	weight
(15)	Ice-cream and other similar frozen products	weight or volume
(16)	Liquid chemicals	weight or volume
(17)	Liquid petroleum gas	weight
(18)	Nails, wood screws	number or weight
(19)	Paint (other than paste paints or solid paint), varnish and varnish stains, enamels	volume
(20)	Papad	number and weight
(21)	Paste paint, solid paint	weight
(22)	Rasogulla, Gulabjamun and other sweet preparations	weight
(23)	Readymade garments	number and size
(24)	Sauce of all kinds	weight
(25)	Tyres and tubes	number
(26)	Yarn	weight or length of yarn

FORM-LM-I A

[See rule 9 (1)]

(Application form for Licence as Manufacturer of Weights or Measures under the Legal Metrology Act, 2009)

To,

	To be filled by the applicant	Comments of the inspection officer
(1)	(2)	(3)
(1) Name of the manufacturing concern for which licence is desired
(2) Complete address of the concern. Whether premises is/are owned/rented/taken on lease/leave licence, duly supported by documents
(3) Date of Establishment of workshop/factory
(4) Name(s) and address(es) along with their father's/ /husband's name of proprietor(s) and/or Partners and Managing Director(s) in the case of limited company

(1)	(2)	(3)
(5) The date and current registration number of factory/ /shop/establishment/Municipal Trade licence
(6) Nature of manufacturing activities at present
(7) The type of weights and measures proposed to be manufactured viz.:
(i) Weights		
(ii) Measures		
(iii) Weighing Instruments		
(iv) Measuring Instruments with details in each case.		
(8) The number of persons employed/proposed to be employed
(i) Skilled		
(ii) Semi-skilled		
(iii) Unskilled		
(iv) Specialist trained in the line		
(9) The monogram or trademark intended to be imprinted on weights and measures to be manufactured
(10) Details of machinery, tools accessories, owned and used for manufacturing weights, measures etc.
(11) Details of foundry/workshop facilities arranged. Whether ownership, long term lease etc.
(12) Facilities of steel casting and hardness testing of vital parts etc. or other means
(13) Availability of electric energy
(14) Details of loan received from Government or Financial Institution. If so, give details
(15) Name of bankers, if any
(16) VAT/Sales Tax Registration Number/CST Number/ /Professional Tax Registration Number/IT Number
(17) Have you applied previously for a manufacturer's licence? If so, when and with what results?
(18) (a) Whether the item(s) proposed to be manufactured will be sold within the State or outside the State or both
(b) Details of Model Approval received from Government of India		
(c) When can you produce for inspection samples of your products for which licence is desired?		

To be certified by the applicant(s)

Certified that I/We have read the Legal Metrology Act, 2009 and the Goa Legal Metrology Rules, 2011 and agree to abide by the same and also the administrative orders and instructions issued or to be issued thereunder.

I/We agree to deposit the Scheduled licence fees with Government as soon as required to do so by the Licencing Authority.

All the information furnished above is true to the best of my/our knowledge.

Place:

Date: _____ Signature and Designation

To be filled in by Departmental Officer of the State Government

Date of Receipt of Application:

Serial Number of Application:

Date of Inspection:

Recommendation of Inspecting Officer:

Place:

Date: _____ Signature and Designation of Inspecting Officer

Final orders of Licensing Authority

Licence granted/refused:

Licence Number:

Valid till:

Place:

Date: _____ Signature and Designation

FORM-LM-IB

[See rule 9 (1)]

**(Application form for Licence as Repairer of Weights or Measures under the
Legal Metrology Act, 2009)**

To,

	To be filled by the applicant	Comments of the inspecting officer
(1)	(2)	(3)
(1) Name of the concern seeking the licence
(2) Complete address of the workshop
(3) (a) Whether premises are owned/rented/taken on lease duly supported by documents
(b) Date of establishment		

(1)	(2)	(3)
(4) Name(s) and address(es) alongwith their father's/ /husband's name of proprietor(s) and/or Partners and Managing Director(s) in the case of limited company
(5) Number and date of shop/establishment/current Municipal Trade Licence
(6) Professional Tax/IT Tax registration number etc., if any
(7) The type of weights and measures proposed to be repaired
(8) Area in which you wish to operate
(9) Previous experience in the line
(10) Number of skilled staff employed or proposed to be employed:
(i) Skilled		
(ii) Semi-skilled		
(iii) Unskilled		
(iv) Employees trained in the line		
(11) Details of machinery/tools/accessories available
(12) Availability of electric energy
(13) Have you got sufficient stock of loan/test weights etc.? Give details
(14) Have you applied previously for a repairer's licence? If so, when and with what results?

To be certified by the applicant(s)

Certified that I/We have read the Legal Metrology Act, 2009 and the Goa Legal Metrology Rules, 2011 and agree to abide by the same and also the administrative orders and instructions issued or to be issued thereunder.

I/We agree to deposit the Scheduled licence fees with Government as soon as required to do so by the Licensing Authority.

All the information furnished above is true to the best of my/our knowledge.

Place:

Date:

.....
Signature and Designation

To be filled in by Departmental Officer of the State Government

Date of Receipt of Application:
 Serial Number of Application:
 Date of Inspection:
 Recommendation of Inspecting Officer:

Place:

Date:

.....

Signature and Designation of Inspecting Officer

Final orders of Licencing Authority

Licence granted/refused:
 Licence Number:
 Valid till:

Place:

Date:

.....

Signature and Designation

FORM-LM-IC

[See rule 9 (1)]

(Application form for Licence as dealer in Weights or Measures under the Legal Metrology Act, 2009)

To,

	To be filled by the applicant	Comments of the inspecting officer
(1)	(2)	(3)
(1) Name of the establishment/shop/person seeking the licence
(2) Complete address of the establishment, etc.
(3) Date of establishment
(4) Name(s) and address(es) of proprietors and/or partners and Managing Director(s) in the case of limited company
(5) Number and date of Registration of current shop/establishment/Municipal Trade licence
(6) Categories of weights and measures sold/proposed to be sold at present
(7) Registration Number of VAT/CST/Sales Tax/Professional Tax/Income Tax
(8) Do you intend to import weights, etc. from places outside the State/Country? If so, indicate sources of supply (Give details of manufacturer's trademark/monogram and his licence number) and provide

- (a) Registration of importer of Weights or Measures, if any
- (b) Approval of model imported into India by Central Government
- (9) Have you applied previously for a dealer's licence,
either in this State or elsewhere? If so, give details?

To be certified by the applicant(s)

Certified that I/We have read the Legal Metrology Act, 2009 and the Goa Legal Metrology Rules, 2011 and agree to abide by the same and also the administrative orders and instructions issued or to be issued thereunder.

I/We agree to deposit the Scheduled licence fees with Government as soon as required to do so by the Licensing Authority.

All the information furnished above is true to the best of my/our knowledge.

Place:

Date:

Signature and Designation

To be filled in by Departmental Officer of the State Government

Date of Receipt of Application:

Serial Number of Application:

Date of Inspection:

Recommendation of Inspecting Officer:

Place:

Date:

Signature and Designation of Inspecting Officer

Final orders of Licensing Authority

Licence granted/refused:

Licence Number:

Valid till:

Place:

Date:

Signature and Designation

FORM-LM-IIA

[See rule 9 (2)]

(Application form for renewal of Licence as Manufacturer of Weights or Measures under the Legal Metrology Act, 2009)

To,

	To be filled by the applicant	Comments of the inspecting officer
(1)	(2)	(3)
(1) Name and complete address of the manufacturing concern for which renewal of licence is desired
(2) Manufacturing Licence No.

(1)	(2)	(3)
(3) Name(s) and address(es) alongwith their father's/ /husband's name of proprietor(s) and/or Partners and Managing Director(s) in the case of limited company
(4) (a) Type of weights and measures which are manufactured as per licence granted
(b) Do you propose any change
(5) The monogram or trademarks used on weights and measures manufactured by you
(6) Details of workshop facilities available
(7) Details of production and sales in the last 5 years
(8) Number and date of Registration of shop/ /establishment
(9) Registration Number of VAT/Sales Tax/CST/Professional Tax/Income Tax

To be certified by the applicant(s)

Certified that I/We have read the Legal Metrology Act, 2009 and the Goa Legal Metrology Rules, 2011 and agree to abide by the same and also the administrative orders and instructions issued or to be issued thereunder.

I/We have deposited the Scheduled licence fees of Rs.. (Rupees) to the Sub-Treasury/Bank on and the original challan is enclosed.

All the information furnished above is true to the best of my/our knowledge.

Place:

Date: Signature and Designation

FORM-LM-IIB

[See rule 9 (2)]

**(Application form for Renewal of Licence as Repairer of Weights or Measures under the
Legal Metrology Act, 2009)**

To,

	To be filled by the applicant	Comments of the inspecting officer
(1)	(2)	(3)
(1) Name and complete address of the repairing concern/ /person seeking renewal of the licence
(2) Repairer's Licence Number

(1)	(2)	(3)
(3) Name(s) and address(es) alongwith their father's/ /husband's name of proprietor(s) and/or Partners and Managing Director(s) in the case of limited company
(4) Registration Number and date of current shop/ /establishment/Municipal Trade Licence
(5) Registration Number of VAT/Sales Tax/CST/Professional Tax/Income Tax
(6) (a) The Type of weights and measures repaired as per licence granted
(b) Do you propose any change
(7) Area in which you are operating
(8) Have you got sufficient stock of loan/test weights, etc.?
(9) Please give details with particulars of stamping

To be certified by the applicant(s)

Certified that I/We have read the Legal Metrology Act, 2009 and the Goa Legal Metrology Rules, 2011 and agree to abide by the same and also the administrative orders and instructions issued or to be issued thereunder.

I/We have deposited the Scheduled licence fees of Rs. (Rupees) to the Sub-Treasury/Bank on and the original challan is enclosed.

All the information furnished above is true to the best of my/our knowledge.

Place:

Date:

Signature and Designation

FORM-LM-IIC

[See rule 9 (2)]

**(Application form for Renewal of Licence as Dealer in Weights or Measures under the
Legal Metrology Act, 2009)**

To,

	To be filled by the applicant	Comments of the inspecting officer
(1)	(2)	(3)
(1) Name of the establishment/shop/person seeking the renewal of licence
(2) Dealer's Licence Number
(3) Date of establishment
(4) Name(s) and address(es) alongwith their father's/ /husband's name of proprietor(s) and/or Partners and Managing Director(s) in the case of limited company
(5) Registration Number and date of shop/establishment/ /current Municipal Trade Licence
(6) Categories of weights and measures sold at present
(7) Registration Number of VAT/CST/Sales Tax/Professional Tax/Income Tax
(8) Are you intending to import weights and measures etc. from places outside the State/Country? If so, indicate sources of supply from the State(s)/Country/ies) (Give details of manufacturer's trademark/monogram and his licence number)

To be certified by the applicant(s)

Certified that I/We have read the Legal Metrology Act, 2009 and the Goa Legal Metrology Rules, 2011 and agree to abide by the same and also the administrative orders and instructions issued or to be issued thereunder.

I/We have deposited the Scheduled licence fees of Rs. (Rupees) to the Sub-Treasury/Bank on and the original challan is enclosed.

All the information furnished above is true to the best of my/our knowledge.

Place:

Date:

Signature and Designation

FORM-LM-III A

[See rule 9 (3)]

Government of Goa

OFFICE OF THE CONTROLLER OF LEGAL METROLOGY**Licence to manufacture weights or measures, weighing or measuring instruments**

Licence No.....

Year

- (1) The Controller of Legal Metrology hereby grants to
(Name and address of party or parties) a licence to manufacture the following:—
(Include details of the weights, measures, weighing instruments or measuring instruments that are licenced to be manufactured by the party).
- (2) The licence is valid for the party named above in respect of his workshop located at
- (3) This licence is valid from to
- (4) The manufacturer shall comply with the conditions noted below. If he fails to comply with any one of these, his licence is liable to be cancelled.
- (5) The trade mark, monogram being used by the manufacturer is as under:—

(Seal)

.....

(Signature)

Controller of Legal Metrology
Government of Goa

Date

Place

Note: In the case of firm, its name with the names of all persons having interest in the business should be given in paragraph 1.

Conditions of Licence

- (1) The person in whose favour this licence is issued shall,—
 - (a) comply with all the relevant provisions of the Legal Metrology Act, 2009 and Rules framed thereunder for the time being in force;
 - (b) not encourage or countenance any infringement of the provisions of the Act or the Rules as amended from time to time;

- (c) exhibit this licence in some conspicuous part of the premises to which it relates;
 - (d) comply with any general or special directions that may be given by the Controller of Legal Metrology;
 - (e) surrender the licence in the event of closure of business and/or cancellation of Licence;
 - (f) present the weights, measures, weighing or measuring instruments, as the case may be, manufactured and meant for use within the State, to the Legal Metrology Officer for verification and stamping before sale;
 - (g) submit the application for renewal of this licence as required under the rules within thirty days before the date of its expiry.
- (2) Every condition prescribed after the issue of this licence shall, if notified in the Official Gazette, be binding on the persons to whom the licence has been granted.

Renewal entries

Current No..... Renewed for <div style="border: 1px solid black; width: 40px; height: 20px; margin: 5px auto; text-align: center;">Seal</div>	Date Controller of Legal Metrology	Current No..... Renewed for <div style="border: 1px solid black; width: 40px; height: 20px; margin: 5px auto; text-align: center;">Seal</div>	Date Controller of Legal Metrology
Current No..... Renewed for <div style="border: 1px solid black; width: 40px; height: 20px; margin: 5px auto; text-align: center;">Seal</div>	Date Controller of Legal Metrology	Current No..... Renewed for <div style="border: 1px solid black; width: 40px; height: 20px; margin: 5px auto; text-align: center;">Seal</div>	Date Controller of Legal Metrology
Current No..... Renewed for <div style="border: 1px solid black; width: 40px; height: 20px; margin: 5px auto; text-align: center;">Seal</div>	Date Controller of Legal Metrology	Current No..... Renewed for <div style="border: 1px solid black; width: 40px; height: 20px; margin: 5px auto; text-align: center;">Seal</div>	Date Controller of Legal Metrology

FORM-LM-IIIB

[See rule 9 (3)]

Government of Goa

OFFICE OF THE CONTROLLER OF LEGAL METROLOGY

Licence to repair Weights or Measures, Weighing Instruments or Measuring Instruments

Licence No

Year

- (1) The Controller of Legal Metrology hereby grants to
(Name and address of Party or Parties) a licence to repair the following:-
(Include details of the types of weights, measures, weighing instruments or measuring instruments that are licenced to be repaired by the party)
- (2) The licence is valid for the party named above in respect of his workshop located at
- (3) This licence is valid from to

- (4) The repairer shall comply with the conditions noted below. If he fails to comply with any one, his licence is liable to be cancelled.
- (5) The party is licenced to repair weights, measures, weighing and measuring instruments in the areas mentioned below—

(Signature)
Controller of Legal Metrology

(Seal)

Date

Place

Note: In the case of firm, its name with the names of all persons having any interest in the business should be given in paragraph (1).

Conditions of Licence

- (1) The person in whose favour this licence is issued shall,—
- comply with all the relevant provisions of the Act and Rules for the time being in force;
 - not encourage or countenance any infringement of the provisions of the Act or the Rules for the time being in force;
 - exhibit this licence in some conspicuous part of the premises to which it relates;
 - comply with any general or special directions that may be given by the Controller of Legal Metrology;
 - surrender the licence in the event of closure of business and/or cancellation of Licence;
 - present the weights, measures, weighing or measuring instruments, as the case may be, duly repaired to the Legal Metrology Officer for undertaking verification and stamping before delivery to the user.
 - in the case of weights, measures, weighing or measuring instruments, if they, are serviced/ repaired before the date on which the verification falls due and where, in the process and the verification stamp of the Legal Metrology Officer is defaced, removed or broken, they shall be presented duly repaired to the Legal Metrology Officer for re-verification and stamping before delivery to the user.
 - submit the application for renewal of this licence as required under the rules within thirty days before the date of its expiry.
- (2) Every condition prescribed after the issue of this licence shall, if notified in the Official Gazette, be binding on the persons to whom the licence has been granted.

Renewal Entries

Current No..... Date Renewed for <div style="display: flex; justify-content: space-around; align-items: center;"> <div style="border: 1px solid black; width: 60px; height: 40px; display: flex; align-items: center; justify-content: center;">Seal</div> <div style="text-align: center;">Controller of Legal Metrology</div> </div>	Current No..... Date Renewed for <div style="display: flex; justify-content: space-around; align-items: center;"> <div style="border: 1px solid black; width: 60px; height: 40px; display: flex; align-items: center; justify-content: center;">Seal</div> <div style="text-align: center;">Controller of Legal Metrology</div> </div>
Current No..... Date Renewed for <div style="display: flex; justify-content: space-around; align-items: center;"> <div style="border: 1px solid black; width: 60px; height: 40px; display: flex; align-items: center; justify-content: center;">Seal</div> <div style="text-align: center;">Controller of Legal Metrology</div> </div>	Current No..... Date Renewed for <div style="display: flex; justify-content: space-around; align-items: center;"> <div style="border: 1px solid black; width: 60px; height: 40px; display: flex; align-items: center; justify-content: center;">Seal</div> <div style="text-align: center;">Controller of Legal Metrology</div> </div>

FORM-LM-IIIC

[See rule 9 (3)]

Government of Goa

OFFICE OF THE CONTROLLER OF LEGAL METROLOGY

Licence to a dealer in weights or measures, weighing instruments or measuring instruments

Licence No.

Year

- (1) The Controller of Legal Metrology hereby grants to
(Name and address of party or parties) a licence to deal in the following (Indicate details of the types of weights or measures, weights or measuring instruments that are licenced to be dealt with by party).
- (2) The licence is valid for the party named above in respect of his premises located at
- (3) This licence is valid from to
- (4) The dealer shall comply with the conditions noted below. If he fails to comply with any one of those, his licence is liable to be cancelled.

(Seal)

Date

Place

(Signature)

Controller of Legal Metrology

.....

Note: In the case of firm its name with the names of all persons having any interest in the business should be given in paragraph (1).

Conditions of Licence

- (1) The person in whose favour this licence is issued shall,—
- comply with all the relevant provisions of the Act and Rules for the time being in force;
 - not encourage or countenance any infringement of the provisions of the Act or the Rules for the time being in force;
 - exhibit this licence in some conspicuous part of the premises to which it relates;
 - comply with any general or special directions that may be given by the Controller of Legal Metrology;
 - surrender the licence in the event of closure of business and/or cancellation of licence;
 - submit the application for renewal of this licence as required under the rules within thirty days before the date of expiry of licence;
 - not sell or offer, expose or possess for sale, any non-standard weight or measure.
- (2) Every condition prescribed after the issue of this licence shall, if notified in the Official Gazette, be binding on the persons to whom the licence has been granted.

Renewal Entries

Current No..... Renewed for Seal	Date Controller of Legal Metrology	Current No..... Renewed for Seal	Date Controller of Legal Metrology
Current No..... Renewed for Seal	Date Controller of Legal Metrology	Current No..... Renewed for Seal	Date Controller of Legal Metrology
Current No..... Renewed for Seal	Date Controller of Legal Metrology	Current No..... Renewed for Seal	Date Controller of Legal Metrology

SCHEDULE – II

[See rule - 9 (4) & (5)]

Licencing fee and renewal fee for manufacturer, repairer or dealer in weights or measures

Sr. No.	Subject	Fee
(1)	(2)	(3)
(1)	Issue of licence/renewal of licence to,—	
	(i) Manufacturer	Rs. 500/- per year.
	(ii) Repairer	Rs. 100/- per year.
	(iii) Dealer	Rs. 100/- per year.
(2)	Alteration of Licence	Rs. 50/-
(3)	Issue of Duplicate Licence	Rs. 10/-

FORM-LM-IV

[See rule 9 (6)]

Register of Licenced manufacturers/Repairers/Dealers of weights, measures, weighing/measuring instruments

Office of

Licence Number	Date of issue/ /renewal	Name and complete address of the manufacturer/ /repairer/dealer	Place where workshop/ /factory is situated	Articles to be manufactured/ /repaired/sold	Trade mark/ /mono-gram being used	Orders regarding cancellation of licence	Result of appeal	Signature of competent authority	Remark
1	2	3	4	5	6	7	8	9	10

Note: Column (4) does not apply to dealers, column (6) does not apply to repairers and dealers.

FORM-LM-VA

(See rule 11)

Register to be maintained by the manufacturers of weights and measures

- (1) Name and address of the manufacturer
- (2) Description of the weight or measure
- (3)
 - (i) No. of the manufacturing licence
 - (ii) Date on which the licence was issued
 - (iii) Period of validity of the licence
- (4) Particulars of order, if any, suspending or revoking the licence

FORM-LM-VB

(See rule 11)

Register to be maintained by the repairer in respect of weights and measures

Name and address of the repairer

Licence No.

Date of Licensing

Sr. No.	Date	Name of the user from whom received	Items and their Nos. booked for repair	Receipt No. and date of issue to the user	Amount of repairing charges	Amount of verification fee	Total amount charged	Date of return to the user	Remarks
1	2	3	4	5	6	7	8	9	10

(See rule 11)

Date of Licensing

Sr. No.	Date	Name of the user from whom received	Items and their Nos. booked for repair	Receipt No. and date of issue to the user	Amount of repairing charges	Amount of verification fee	Total amount charged	Date of return to the user	Remarks
1	2	3	4	5	6	7	8	9	10

(See rule 11)

- (1) Name and address of the dealer
- (2) Description of the weight or measure
- (3) (i) Dealer licence No.
(ii) Date on which the licence was issued
(iii) Period of validity of licence
- (4) Particulars of order, if any, suspending or revoking
the licence
- (5) Category of weight or measure
(Category A or B)

Sr. No.	Month	Unsold stock from the previous month	Brought from within the State during the month	Brought from outside the State during the month	Total (3+4+5)	<u>Sold within the State</u>	
						No. of items sold	Dispatch voucher No. and date
1	2	3	4	5	6	7	8
<u>Sold outside the State</u>				<u>Total sold</u>	<u>Balance</u>	<u>Remarks</u>	
No. of items sold	Dispatch voucher No. and date	Name of the State		(7+9)	(6-12)		
9	10	11		12	13	14	

FORM-LM-VI

[See rule 14 (3)]

Government of Goa

OFFICE OF THE CONTROLLER, LEGAL METROLOGY

Certificate of Verification

Name of Legal Metrology Officer

No.:

I hereby certify that I have this day verified and stamped/rejected the undermentioned weights,
measurers, etc.

Belonging to Locality

Quantity	Denomination		Weighing instruments				Measuring instruments	Verification Fee Rs. P.	Carriage, conveyance, adjusting charges etc.
	Weights	Measures	Capacity	Class	Manufacturer	Type			
1	2	3	4	5	6	7	8	9	10

Total Rs. deposited vide T. receipt/Money receipt No. dated
 Repaired by/Used by

..... (Signature)

Next verification due on

Legal Metrology Officer

Note: In the case of rejected weights, measures, etc., the Legal Metrology Officer shall give separate certificate of rejection mentioning the reasons of rejection against each item.

SCHEDULE-III

[See rule 15]

Fee payable for verification and stamping of Weights and Measures, Weighing and Measuring Instruments

(1) (a) Bullion Weights:

Denomination (1)	Fee per piece (Rs.) (2)
10 kg.	30.00
5 kg.	20.00
2 kg.	20.00
1 kg.	20.00
500 g.	15.00
200 g.	15.00
100 g.	15.00
50 g.	15.00
20 g.	15.00
10 g.	15.00
5 g.	15.00
2 g.	15.00
1 g.	15.00

(b) Carat Weights:

Denomination (1)	Fee per piece (Rs.) (2)
100 g. (500 c)	20.00
40 g. (200 c)	20.00
20 g. (100 c)	20.00
10 g. (50 c)	20.00
4 g. (20 c)	20.00
2 g. (10 c)	20.00
1 g. (5 c)	20.00
400 mg. (2 c)	20.00
200 mg. (1 c)	20.00
100 mg. (0.5 c)	20.00
40 mg. (0.02 c)	20.00
20 mg. (0.01 c)	20.00
10 mg. (0.05 c)	20.00
4 mg. (0.02 c)	20.00
2 mg. (0.01 c)	20.00
1 mg. (0.005c)	20.00

(c) Cylindrical Knob Type Weights:

Denomination (1)	Fee per piece (Rs.) (2)
10 Kg.	20.00
5 Kg.	20.00
2 Kg.	15.00
1 Kg.	10.00
500 g.	5.00
200 g.	5.00
100 g.	5.00
50 g.	5.00

(1)	(2)
20 g.	5.00
10 g.	5.00
5 g.	5.00
2 g.	5.00
1 g.	5.00

(d) Sheet Metal Weight (other than Bullion)

Denomination (1)	Fee per piece (Rs.) (2)
500 mg.	5.00
200 mg.	5.00
100 mg.	5.00
50 mg.	5.00
20 mg.	5.00
10 mg.	5.00
5 mg.	5.00
2 mg.	5.00
1 mg.	5.00

(e) Iron Hexagonal, Knob Type Weights and Parallelepiped Weights:

Denomination (1)	Fee per piece (Rs.) (2)
50 Kg.	25.00
20 Kg.	20.00
10 Kg.	20.00
5 Kg.	20.00
2 Kg.	15.00
1 Kg.	10.00
500 g.	5.00
200 g.	5.00
100 g.	5.00
50 g.	5.00
20 g.	5.00
10 g.	5.00
5 g.	5.00
2 g.	5.00
1 g.	5.00

(f) Standard Weights for testing of High Capacity Weighing Machines:

Denominations	Fee corresponding to Max permissible relative error 0.5/10000 in Rs.	Fee corresponding to Max permissible relative error 3.3/10000, 1.7/10000 and 1.0/10000 in Rs.
1	2	3
100 kg.	75.00	50.00
200 kg.	150.00	100.00
500 kg.	300.00	200.00
1000 kg.	750.00	500.00
2000 kg.	1500.00	1000.00
5000 kg.	3000.00	2000.00

(2) Capacity Measures:

Denomination	Fee per piece (Rs.)
(1)	(2)
100 litres and above	Rs. 50 for the 1st 100 litre plus Rs. 7 for every additional 100 litre or part thereof subject to maximum of Rs. 5000
50 l.	50.00
20 l.	20.00
10 l.	20.00
5 l.	10.00
2 l.	10.00
1 l.	10.00
500 ml.	10.00
200 ml.	10.00
100 ml.	10.00
50 ml.	10.00
20 ml.	10.00
10 ml.	10.00
5 ml.	10.00
2 ml.	10.00
1 ml.	10.00

(3) Length Measures:

(a) Non-Flexible:

Denomination	Fee per piece (Rs.)
(1)	(2)
2 m.	10.00
1 m.	10.00
0.5 m.	20.00
1 m. graduated (at every cm.)	20.00
0.5 m. graduated (at every cm.)	20.00

(b) Fabric Plastic/Woven/Steel Tapes:

Accuracy Class	Fee per metre in (Rs.)
(1)	(2)
Class-I	1.00
Class-II	0.50
Class-III	0.50

(c) Folding Scales:

Denomination	Fee per piece (Rs.)
(1)	(2)
1 m.	10.00
0.5 m.	10.00

(d) Surveying Chain:

Denomination (1)	Fee per piece (Rs.) (2)
30 m.	100.00
20 m.	100.00

(4) Beam Scale Class A & B:

Denomination (1)	Fee per piece (Rs.) (2)
200 kg.	400.00
100 kg.	300.00
50 kg.	150.00
20 kg.	150.00
10 kg.	150.00
5 kg.	100.00
2 kg.	100.00
1 kg.	100.00
500 g. and below	60.00

(5) Beam Scales Class C & D:

Denomination (1)	Fee per piece (Rs.) (2)
1000 kg.	200.00
500 kg.	200.00
300 kg.	200.00
200 kg.	100.00
100 kg.	100.00
50 kg.	20.00
20 kg.	20.00
10 kg.	20.00
5 kg.	15.00
2 kg.	15.00
1 kg.	15.00
500 g. and below	10.00

(6) Non-Automatic Weighing Instruments - Mechanical (Analogue) Class III & IV:

400 t.	4000.00
300 t.	3000.00
200 t.	3000.00
150 t.	2000.00
100 t.	2000.00
80 t.	2000.00
60 t.	2000.00
50 t.	2000.00
40 t.	2000.00
30 t.	2000.00
25 t.	2000.00
20 t.	2000.00
15 t.	2000.00

10 t.	1000.00
5 t.	500.00
3 t.	400.00
2 t.	400.00
1500 kg.	300.00
1000 kg.	300.00
500 kg.	300.00
300 kg.	200.00
250 kg.	200.00
200 kg.	100.00
150 kg.	100.00
100 kg.	100.00
50 kg.	100.00
30 kg.	100.00
25 kg.	60.00
20 kg.	60.00
15 kg.	30.00
10 kg.	30.00
5 kg.	30.00
3 kg.	30.00
2 kg.	30.00
1 kg.	15.00
500 g. and below	15.00

(7) Non-Automatic Weighing Instruments - Electronic Class III & IV:

400 t.	4000.00
300 t.	3000.00
200 t.	3000.00
150 t.	2000.00
100 t.	2000.00
80 t.	2000.00
60 t.	2000.00
50 t.	2000.00
40 t.	2000.00
30 t.	2000.00
25 t.	2000.00
20 t.	2000.00
15 t.	2000.00
10 t.	1000.00
5 t.	1000.00
3 t.	500.00
2 t.	500.00
1500 kg.	250.00
1000 kg.	250.00
500 kg.	250.00
300 kg.	200.00
250 kg.	200.00
200 kg.	200.00
150 kg.	200.00
100 kg.	200.00
50 kg.	200.00
30 kg.	200.00
25 kg.	200.00
20 kg.	100.00
15 kg.	100.00
10 kg.	100.00

5 kg.	100.00
3 kg.	100.00
2 kg.	100.00
1 kg.	100.00
500 g. and below	100.00

(8) Non Automatic Weighing Instruments both Mechanical and Electronics Class I & II:

Capacity	Fee (Rs.)
Exceeding 50 t..	3000.00
Not exceed 50 t. but exceed 10 t.	2000.00
Not exceed 10 t. but exceed 1 t.	1000.00
Not exceed 1 t. but exceed 50 kg.	500.00
Not exceed 50 kg. but exceed 10 kg.	250.00
Not exceed 10 kg.	200.00

(9) Automatic Weighing Instrument:

Capacity	Fee in (Rs.)
Exceeding 100 t.	4000.00
Not exceeding 100 t. but exceeding 50 t.	3000.00
Not exceeding 50 t. but exceeding 10 t.	2000.00
Not exceeding 10 t. but exceeding 1 t.	1000.00
Not exceeding 1 t. but exceeding 50 kg.	500.00
Not exceeding 50 kg. but exceeding 10 kg.	250.00
Not exceeding 10 kg.	200.00

(10) Volumetric Measuring Instruments:

- (a) Dispensing pumps each pump : Rs. 1000.00 per unit
 (b) Totalizing counter : Rs. 500.00 per unit
 (c) Other instruments :

Capacity	Fee in Rs.
Exceeding 100 litre	Rs. 500 for the 1st 100 litres plus Rs. 250 for every additional 100 litres or part thereof
Not exceeding 100 litre but exceeding 50 litre	500.00
Not exceeding 50 litre but exceeding 20 litre	250.00
Not exceed 20 litre	200.00

(11) Flow Meters:

- Flow rate upto 100 litre/min. Rs. 2000.00
 Above 100 litre/min. upto 500 litre/min. Rs. 3000.00
 Above 500 litre/min. Rs. 5000.00

(12) Linear Measuring Instruments:

- Taxi, Auto rickshaw meters Rs. 100.00
 Other meters Rs. 50 for the 1st 1000 m. or part thereof plus Rs. 5.00 for every additional 100 m. or part thereof

(13) Clinical Thermometer

Rs. 0.50 per unit

(14) Water Meter	Rs. 25.00 per unit
(15) Peg Measure:	
30 ml.	50.00
60 ml.	50.00
100 ml.	50.00
(16) CNG Dispensers:	Rs. 1000.00 per unit
(17) LPG Dispensers:	Rs. 1000.00 per unit

FORM-LM-VII

[See rule 24]

Form of Appeal against an Order of a Legal Metrology Officer/Controller Legal Metrology:-

- (1) Name and address of the appellant:
- (2) No. and date of order of Legal Metrology Officer/Controller of Legal Metrology against which the appeal is preferred:
- (3) Whether the appellant desires to be heard in person or through an authorized representative:
- (4) Grounds of appeal:

SCHEDULE-IV

[See rule 25]

Compounding sum for various offences

Sr. No.	Section and nature of offence	Penal Section	Sum of Compounding fine
1	2	3	4
1.	S. 8(3) Use of weight, measure or numeration other than the Standard weight, measure or numeration	25	Rs. 2500.00
2.	S. 8(4) Manufacture of weight or measure not conforming to Standards	27	Rs. 2000.00
3.	S. 10 Transaction or dealing or contract in respect of goods etc., by weight, measure or number than prescribed	28	Rs. 1000.00
4.	S. 11 Quote or make announcement or issue or exhibit of price list or changing of price than in accordance with Standard unit of weight or measure or numeration.	29	Rs. 1000.00
5.	S. 12 Demanding or receiving any articles or thing on service in excess or less than the quantity specified by contract or agreement.	30	Rs. 1000.00
6.	S. 17 Maintenance of records, registers by manufacturer, dealer or repairer and production of weight, measure document, register on demand	31	Rs. 500.00
7.	S.18 (1) Compliance of declaration in respect of pre-packaged commodity by manufacturer/dealer	36 (1)	Rs. 2500.00
8.	S. 18 (1) Compliance of net quantity-requirement of pre-packaged commodity by manufacturer	36 (2)	Rs. 15000.00
9.	S. 23 Manufacturer of weight or measure only with licence	45	Rs. 5000.00
10.	S. 23 Repair/sale of weight or measure only with licence	46	Rs. 2000.00
11.	S. 24 Use of verified weight or measure in transaction or protection	33	Rs. 5000.00
12.	S. 33 Sale of weight or measure without verification	33	Rs. 5000.00
13.	S. 34 Sale or delivery of commodities by non-standard weight or measure	34	Rs. 2500.00
14.	S. 35 Rendering service by non-standard weight or measure	35	Rs. 2500.00
15.	S. 47 Tampering with licence	47	Rs. 5000.00
16.	S. 53 (3) Provision of any rule made under the Act	53 (3)	Rs. 500.00

Department of Power
Office of the Chief Electrical Engineer

Order

2-8-81-Power/DC/CEE/Part-I/6984

In pursuance of the Rule 10(2) of the Goa Delegation of Financial Powers Rules, 2008, sanction of the Secretary (Power) is hereby conveyed for continuation of the following temporary posts in Group 'A' & 'B' Gazetted borne on the Establishment of the Electricity Department, Government of Goa for a further period of one year from 01-03-2011 to 28-02-2012:-

Sr. No.	Particulars of posts	Pay Scale	Group of post	Total	Non-Plan	Plan	Zone		Reference No. & date of order for creation of posts
							North	South	
1	2	3	4	5	6	7	8	9	10
1.	Superintending Engineer (Elec.)	PB-3 Rs. 15600-39100 + G.P. Rs. 7600/-	'A' Gazetted	04	03	01	03	01	(i) 1 post created vide order No. ILD/7655 dated 11-6-79 was redesignated as Addl. Chief Electrical Engineer vide order No. CEE/Estt-2-1-81(File-IV)/2769 dated 25-10-2002. However, the said post has again reverted to its original designation of Supdt. Engineer (Elec.) w.e.f. 7-6-2004 vide order No. CEE/Estt-2-1-81 (File-IV)/849 dated 7-6-2004. (ii) 1 post created vide order No. 2/63/80/ILD dated 1-9-80. (iii) 1 post created vide order No. 2-8-95-Power dated 17-5-96. (iv) 1 post created vide order No. CEE/Estt-2-1-81 (Creation)/2676 dated 1-10-2003. i) 1 post created vide order No. 2-63-80/ILD dated 26-7-82. ii) 1 post created vide order No. 2-29-87/Power dated 26-5-89. iii) 1 post created vide order No. 2-29-87/Power dated 25-9-91.
2.	Executive Engineer (Elec.)	PB-3 Rs. 15600-39100 + G.P. Rs. 6600/-	'A' Gazetted	15	10	05	13	02	

1	2	3	4	5	6	7	8	9	10
3.	Executive Engineer (Civil)	PB-3 Rs. 15600-39100 + G.P. Rs. 6600/-	'A' Gazetted	01	-	01	01	-	(iv) 1 post created vide order No. 2-18-95/Power dated 11-10-95. (v) 2 posts created vide order No. 2-8-95/Power dated 17-5-96. (vi) 2 posts created vide order No. CEE/Estt-2-1-81 (Creation)/2676 dated 1-10-2003. (vii) 2 posts created vide order No. CEE/Estt-2-1-81 (Re-org)/Part-II/4617 dated 12-12-2006. (viii) 5 posts created vide order No. CEE/Estt-1-110 (R.R's)/5361 dated 29-1-2010. This post has been transferred from Water Resources Department vide order No. 1-17-81/CE/WR-Adm. II/474 dated 22-7-2002.
4.	Assistant Engineer (Elec.)	PB-2 Rs. 9300-34800 + G.P. Rs. 4600/-	'B' Gazetted	40	21	19	25	15	(i) 2 posts created vide order No. 2-63-80/ILD dated 30-3-83. (ii) 3 posts created vide order No. 2-29-87/Power dated 26-5-89. (iii) 3 posts created vide order No. 2-29-87/Power dated 25-9-91. (iv) 2 posts created vide order No. 2-1-91/Power dated 25-6-93. (v) 3 posts created vide order No. 2-18-95/Power dated 11-10-95. (vi) 8 posts created vide order No. 2-8-95/Power dated 17-5-96. (vii) 1 post created vide order No. CEE/Estt-2-1-81/1084 dated 3-7-2001. (viii) 3 posts created vide order No. CEE/Estt-2-1-81/(Vol.V)/226 dated 11-4-2002.

1	2	4	5	6	10
					(ix) 1 post created vide order No. CEE/Estt-2-1-81/(Vol. V)/4637 dated 4-3-2003. (x) 3 posts created vide order No. CEE/Estt-2-1-81/(Vol. V)/884 dated 10-6-2003. (xi) 1 post created vide order No. CEE/Estt-2-1-81/(Re-org)/Part-I/-689 dated 9-5-2006. (xii) 6 posts created vide order No. CEE/Estt-2-1-81/(Re-org)/Part-II/4617 dated 12-12-2006. (xiii) 4 posts created vide order No. CEE/Estt-2-1-81/(creation)/Part-III(A)/47 dated 06-4-2010.
5. Assistant Engineer (Civil)	PB-2 Rs. 9300-34800 + G.P. Rs. 4600/-	'B' Gazetted	02	01	01
6. Assistant Engineer (Planning)	PB-2 Rs. 9300-34800 + G.P. Rs. 4600/-	'B' Gazetted	01	01	01
7. Assistant Accounts Officer	PB-2 Rs. 9300-34800 + G.P. Rs. 4600/-	'B' Gazetted	01	01	01
8. Research Assistant	PB-2 Rs. 9300-34800 + G.P. Rs. 4600/-	'B' Gazetted	01	01	01
			65	37	28
				46	19

The expenditure on the staff shall be met from the provision made under the following budget:—

NON-PLAN

- (a) 2801—Power
 05—Trans. & Dist. Scheme
 001—Direct. & Admn.
 01—Estt (Non-Plan)
 01—Salaries

PLAN

- (b) 2801—Power
 05—Trans. & Dist. Scheme
 001—Direct. & Admn.
 02—Estt (Non-Plan)
 01—Salaries



Department of Social Welfare

Directorate of Social Welfare



Notification

DSW/STAT/GBR/2010-11/9256

Addendum-IIInd to Notification:

1. Notification No. DSW/STAT/GBR/2010-11/54 dated 28-01-2011.
2. Notification No. DSW/STAT/GBR/2010-11/6985 dated 21-03-2011.

Government of Goa is pleased to notify the following Addendum to the above Notifications and is hereby published in the Official Gazette, which shall come into force with immediate effect.

After the Principal Clauses 4 (iv) following Clauses be added.

(v) Provided further that the criteria for providing the Mini Buses to Government Schools may be relaxed and a bus may be provided to serve a cluster of nearby Government Primary Schools/High School/Higher Secondary Schools having altogether at least 25 Other Backward Classes students

residing in remote areas. The Director of Education shall identify, and recommend to Directorate of Social Welfare such eligible cluster of schools for availing the buses by these Government Schools. Director of Education shall designate one School of the cluster as Nodal School for management and operation of the bus assigned to the cluster.

(vi) Goa Engineering College and all Government Polytechnics having at least 20% of the total strength of students belonging to Other Backward Classes residing in remote areas and having at least 25 such Other Backward Classes students are also eligible to avail mini bus under the scheme to be provided by the Directorate of Social Welfare, on recommendation of Director of Technical Education, subject to the condition that the recurring cost or remuneration of drivers, attendants, fuel charges, maintenance charges etc. shall be borne by the Director of Technical Education. The responsibility of proper utilization of these mini buses, in accordance with the objectives of the schemes shall be of Director of Technical Education.

By order and in the name of the Governor of Goa.

N. B. Narvekar, Director & ex officio Jt. Secretary (Social Welfare).

Panaji, 28th March, 2011.



Department of Town & Country Planning



Notification

21/1/TCP/10-11/Pt/1609

In pursuance of regulation 20.9 read with sub-clause I of clause 2 of Annexure-X of the Goa Land Development and Building Construction Regulations, 2010 (hereinafter called as the “said Regulations”), the Government of Goa hereby prescribes procedure for empanelment and registration of Notary Architect or Engineer in the State of Goa, as follows, namely:—

(1) Every Architect or Engineer to be empanelled and registered as Notary Architect or Engineer shall,—

(i) submit an application in form E3-hereto, to the Chief Town Planner;

(ii) pay a processing fee of Rs. 1,000/- and registration fee of Rs. 20,000/- for a term of 5 years;

(iii) submit a security deposit of Rs. 1,00,000/- (Rupees one lakh only) in the form of bank guarantee;

(iv) have the qualification as specified in clauses (14) and (52) respectively, of regulation 2 of the said Regulations, and have at least 10 years experience in the field;

(v) submit recommendation from the Indian Institute of Architecture (IIA), Goa Chapter and Institution of Engineers (IIE) Goa Local Centre, as the case may be;

(vi) issue technical clearance for plans strictly as specified in Annexure-X of the said Regulations and shall not be entitled to issue clearance to plans prepared by himself/herself in the capacity as Architect or Engineer;

(vii) charge maximum fee of Rs. 2,000/- per plan for endorsing the house plan for technical clearance;

(viii) affix court fee stamp of Rs. 50/- while endorsing the plan;

(ix) submit his specimen signature, photograph and residence certificate before empanelment/registration to the Town and Country Planning Department;

(x) use rubber stamp supplied by the Town and Country Planning Department.

By order and in the name of the Governor of Goa.

Morad Ahmad, Chief Town Planner & ex officio Joint Secretary.

Panaji, 25th March, 2011.

Department of Tribal Welfare

Directorate of Tribal Welfare

Notification

1/20/2010-11-ADMN/TW

Government of Goa is pleased to make the following Scheme and is hereby published for general information of public, which shall come into force with the date of publication in the Official Gazette.

By order and in the name of the Governor of Goa.

N. B. Narvekar, Director & ex officio Joint Secretary (Tribal Welfare).

Panaji, 25th March, 2011.

SAHAYATA

Scheme to provide Financial Assistance to the Voluntary Organisations

1. *Objective of the Scheme.*— The objective of the scheme is to provide Financial Assistance to the Voluntary Organizations/NGO's working for the welfare of Scheduled Tribes in Goa for the purpose of organizing activities such as Seminars, Workshops, Competitions, Medical Camps, Awareness Camps etc., in the State of Goa. The Scheme may be called as "SAHAYATA".

2. *Definitions.*— (1) Government means the Government of Goa.

(2) Secretary means the Secretary of Tribal Welfare, Government of Goa.

(3) Director means the Director of Tribal Welfare, Government of Goa.

(4) NGO means Non-Government Organization duly registered with the competent authority under the existing Law.

3. *Target Group and Eligibility.*— (1) The scheme shall be applicable to all the NGO's

registered under an appropriate Law in force, at least 2 years prior to making an application for Financial Assistance under this Scheme.

(2) The NGO will submit Audited Statements of Accounts of last two years as well as a copy of Memorandum of Association & Article of Association while applying for financial assistance under the Scheme.

(3) The NGO's applying for financial assistance under this scheme shall be working for the Welfare of Scheduled Tribes and the activities to be undertaken shall be for the cause of such sections.

4. *Commencement of the Scheme.*— The Scheme shall come into force from the date of publication of scheme in the Official Gazette.

5. *Financial Assistance.*— (a) Under the Scheme a maximum amount of Rs. 50,000/- (Rupees Fifty thousand only) shall be sanctioned by the Directorate of Tribal Welfare for the purpose of undertaking any of the activity mentioned above. The amount sanctioned shall be released in two equal installments in the form of Grants. Any NGO shall be sanctioned financial assistance under the scheme only once in a period of two financial years.

(b) The NGO shall contribute at least 20% of the cost of proposed activity and the 80% of the cost shall be sanctioned under the scheme subject to the maximum of Rs. 50,000/- (Rupees Fifty thousand only). The proof of such contribution shall be provided to the Director of Tribal Welfare.

(c) The NGO will submit a statement of the organizing activities as Seminars, Workshops, Competitions, Medical Camps, Awareness Camps etc. and details of expenditure made for the said purpose, for record.

6. *Mode of Application.*— Application for financial assistance shall be submitted to the

Director of Tribal Welfare in the prescribed format at least three months in advance of the proposed activities; and shall be accompanied with the following documents.

(1) A copy of Certificate of Registration issued by the Competent Authority.

(2) Detailed Project Report of the proposed activities giving financial implications.

(3) Audited accounts of the last two years.

7. *Other Terms and Conditions.*— (1) The grant of financial assistance under the scheme cannot be claimed as a matter of right.

(2) The amount sanctioned under this scheme shall be utilized for the purpose for which it has been sanctioned. Within a period of 15 days from the date of proposed activities, the utilization certificate as per GFR-19 and the proof of 20% contribution by NGO with detailed accounts in this regard and a report on the conduct of such activity shall be submitted to the Director of Tribal Welfare.

8. *Interpretation and Relaxation.*— (1) The Secretary of Tribal Welfare shall be the final authority concerning the interpretation of this Scheme.

(2) Government may relax any of the provision of this Scheme.

SAHAYATA

Application Form

(Scheme to provide financial assistance to the voluntary organizations)

Dated:-

To,

The Director,
Directorate of Tribal Welfare,
St. Inez, Panaji-Goa.

Sub.:- Financial Assistance under Sahayata Scheme.

Sir,

We propose to organize _____ under the **Sahayata** Scheme for which details are given as under:

1. Name of the Organization/NGO	:	
2. Address of the Organization/NGO	:	
3. Contact No.:	:	
4. No. and date of Registration with the competent authority (copy enclosed)	:	
5. Brief History of the Organization/NGO	:	To be attached
6. Details of proposed activity	:	To be attached
7. Details of financial implication giving itemwise breakup	:	To be attached
8. Tentative schedule of the activity	:	
9. Venue identified of the proposed activity	:	
10. Number of participants expected	:	
11. Level of participant	:	
12. Resource persons available/to be arranged with their names and addresses	:	To be enclosed

Thanking you,

Yours faithfully,

()
President/Chairman

()
Secretary
Official Stamp of Organization/NGO

Documents to be attached:

1. Brief History of the Organization/NGO.
2. A copy of Registration Certificate issued by competent authority.
3. A copy of Bank Pass Book of the Organization/NGO.
4. Resolution by the Executive Committee of the Organization/NGO.
5. Audited/Un-audited statement of last two years.
6. Details of proposed activity.
7. Details of financial implication.

N. B. : The amount of financial assistance under this scheme will be provided to the tune of Rs. 50,000/- or 80% of the cost whichever is less and the same cannot be claimed as a matter of right. The amount sanctioned under this scheme shall be utilized for the purpose for which it has been sanctioned and the Utilization Certificate as per GFR-19 shall be submitted to the Directorate of Tribal Welfare within a period of 15 days after the date of organization of the activities.

Government Printing Press

Subscription Rates Notice

The subscribers to the Official Gazette are kindly reminded that their present subscription term ends on the 31st March, 2011, being the end of financial year.

In case they wish to continue to be subscribers for the ensuing financial year 2011-2012 they have to renew their subscriptions from 1st April, 2011.

Subscriptions also can be opened for half year i.e. from 1st April, 1st July or 1st October or for any quarter, beginning on 1st April, 1st July, 1st October or 1st January.

Renewal of subscription from 1st April should be effected on or before 31st March, 2011 in order to avoid interruption in the despatch of copies of the Gazette. It should be noted that, in case the subscription is not opened/renewed before the commencement of the period to which it refers, the subscribers will be entitled to receive copies of the Gazette only from the date the subscription is actually opened/renewed.

Official Gazette is now available through e-mail for an annual subscription of Rs. 200/- (Rupees two hundred only).

The subscription charges are accepted either in cash, postal order, demand draft or cheques (subject to clearance) drawn only on State Bank of India, Panaji, in favour of the Director, Printing and Stationery, Panaji-Goa.

The payment for subscription will also be accepted at the Margao Branch of this Office situated in the Comunidade Building at Margao.

SUBSCRIPTION RATES

(Within the Union of India)

	All 3 Series	Series I	Series II	Series III
	Rs. P.	Rs. P.	Rs. P.	Rs. P.
For any quarter	900.00	460.00	350.00	175.00
(Postage)	60.00	15.00	15.00	15.00
For half year	1750.00	920.00	700.00	350.00
(Postage)	60.00	30.00	30.00	30.00
For any period exceeding 6 months up to one year...	3450.00	1840.00	1400.00	700.00
(Postage)	110.00	60.00	60.00	60.00

www.goaprintingpress.gov.in

Published and Printed by the Director, Printing & Stationery,
Government Printing Press,
Mahatma Gandhi Road, Panaji-Goa 403 001.

PRICE – Rs. 76.00